



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
CORRECTED PROCEEDINGS OF JANUARY 5, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 3:08 p.m. by City Clerk Swope

PRESENT: Council Members Dunbar, ~~Hewitt~~, Jeffries, Robinson, Washington, Wood, York

ABSENT: Council Members Houghton, Quinney

THIS ITEM WAS NOT REPORTED FROM COMMITTEE

Election of President and Vice President of City Council for the Year
2012

ADJOURNED TIME 3:10 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JANUARY 9, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by City Clerk Swope

PRESENT: Council Members Dunbar, Houghton, Jeffries, Quinney, Robinson, Washington, Wood, Yorko

ABSENT: None

Council Member Quinney asked people to remember Valentine Corry and Council Member Wood asked people to remember Kevin Webb, who recently passed away, during the moment of Meditation. The Council observed a moment of Meditation followed by the Pledge of Allegiance led by City Clerk Swope.

Judge Hugh Clarke administered the Oath of Office to Council Members elected and reelected in November 2011.

Judge Hugh Clarke administered a symbolic oath to Kashia Dodd and Kian Dav is who hold student council positions in Lansing Public Schools.

By Council Member Dunbar

To resolve into the Committee of the Whole

Motion Carried

The City Council resolved into the Committee of the Whole at 7:20 p.m.

The City Council rose from the Committee of the Whole at 11:40 p.m.

RESOLUTION #2012-001

BY THE COMMITTEE OF THE WHOLE

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, a nomination for President and Vice President for the Lansing City Council in 2012 was made on January 09, 2012; and

WHEREAS, Council Member Kathie Dunbar made a motion to nominate Council Member Brian Jeffries as President; and

WHEREAS, Council Member Brian Jeffries made a motion to nominate Council Member Kathie Dunbar as Vice President;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council appoints Council Member Brian Jeffries as President and Council Member Kathie Dunbar as Vice President for the Lansing City Council for the 2012 year.

By Council Member Dunbar

Motion Carried

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunbar

To approve the printed Council Proceedings of December 5, 2011

Motion carried

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, congratulated President Jeffries and Vice President Dunbar on their election to those offices and he spoke about the administration working with City Council in 2012.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

1. In consideration of a Waiver of the Provisions of the Noise Ordinance contained in Chapter 654 of the Code of Ordinances filed by the Michigan Department of Transportation to permit bridge construction work on the Saginaw Street (EB M-43) bridge over the Grand River on Saturdays from 7:00 a.m. to 6:00 p.m. and on Sundays from 9:00 a.m. to 6:00 p.m. to minimize inconvenience to the public and expedite the project
2. In consideration of Z-5-2011; 301 W. Lenawee St. and 526 Townsend St., a request from Dan Essa to rezone the properties from "D-1" Professional Office District to "G-1" Business District to permit the redevelopment of the properties for a mixed use building consisting of 244 residential units and first floor commercial uses

Council Member Quinney gave a brief overview of Public Hearing #1.

Council Member Yorko gave a brief overview of Public Hearing #1.

Council Member Jeffries gave a brief overview of Public Hearing #2.

John Pollard of 1718 Blair St. stated concerns with the noise waiver and in opposition to Z-5-2011.

REFERRAL OF PUBLIC HEARINGS

1. In consideration of a Waiver of the Provisions of the Noise Ordinance contained in Chapter 654 of the Code of Ordinances filed by the Michigan Department of Transportation to permit bridge construction work on the Saginaw Street (EB M-43) bridge over the Grand River on Saturdays from 7:00 a.m. to 6:00 p.m. and on Sundays from 9:00 a.m. to 6:00 p.m. to minimize inconvenience to the public and expedite the project

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. In consideration of Z-5-2011; 301 W. Lenawee St. and 526 Townsend St., a request from Dan Essa to rezone the properties from "D-1" Professional Office District to "G-1" Business District to permit the redevelopment of the properties for a mixed use building consisting of 244 residential units and first floor commercial uses

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

LEGISLATIVE MATTERS**CONSENT AGENDA**

By Council Member Dunbar

To approve all items on the Consent Agenda.

Motion carried

RESOLUTION #2012-002

BY COUNCIL MEMBER CAROL WOOD

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Wilson Henry Caldwell Jr. East Lansing was born February 26, 1947 to Wilson Henry and Deborah Dixon Caldwell in Detroit, Michigan; and

WHEREAS, he graduated from Salesian High School in 1964 and attended St. Joseph College in Rensselaer, Indiana; and

WHEREAS, upon returning to Detroit he worked at Detroit Lighting Commission, but found his calling as a private business owner when he opened his own bowling alley and social club; and

WHEREAS, in 1975 he moved to Lansing where he attended Lansing Community College and received his Associates Degree in Computer Science; and

WHEREAS, Wilson followed in his father's footsteps to Real Estate rising from salesman for OMNI and McCardle Real Estate to a licensed broker and later establishing his own Licensed Real Estate Appraisal business; and

WHEREAS, his special passion for his fellow man and for the community led him to share his time and business knowledge to uplift others. He served on many boards and committees in the Lansing community including the NAACP, Lansing Housing Commission, YMCA, the Greater Lansing Board of Realtors and the Lansing State Journal Editorial Board; and

WHEREAS, Wilson was not only a member of the NAACP he served as President of the local charter, and he was also a founding member of the Capital City African American Cultural Association whose mission is to provide education and recreational opportunities for the Mid-Michigan art, culture and history; and

WHEREAS, he shared his views on community and national affairs on the Wilson Caldwell Show which aired on WJIM AM radio for several years; and

WHEREAS, Wilson is survived by his spouse Delois Whitaker; his daughter Stephanie Monique; his sister Michaelle (John) and a host of loving relatives and friends;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to extend its deepest condolences to the family and

friends of Wilson Caldwell. We as a City appreciate your sharing his talents and time with us. His many contributions to the community will be remembered eternally.

RESOLUTION #2012-003

BY THE COMMITTEE OF THE WHOLE

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City of Lansing, through the Human Relations and Community Services Department, will be hosting the 31st Annual Memorial Observance of Dr. Martin Luther King, Jr. on January 12, 2012, entitled, "I am a Dream Keeper"; and

WHEREAS, this day should be a day of participation, wherein all citizens contribute something positive to their community in keeping with Dr. King's lifelong work toward peace, justice, and equality; and

WHEREAS, Dr. Martin Luther King, Jr. Day honors the life and contributions of America's greatest champion of racial justice and equality, the leader who not only dreamed of a color-blind society but who also led a movement that achieved historic reforms to help make it a reality; and

WHEREAS, Dr. King's "beloved community" was not a lofty utopian goal to be confused with the rapturous image of the Peaceable Kingdom, in which lions and lambs coexist in idyllic harmony. Rather, the "beloved community" was for him a realistic, achievable goal that could be attained by a critical mass of people committed to and trained in the philosophy and methods of nonviolence;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to congratulate the Human Relations and Community Services Department on their 31st Annual Memorial Observance of Dr. Martin Luther King and encourages all residents of the City of Lansing to share in Dr. King's dream and work toward justice, good will, and brotherhood for all people.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

**REPORTS FROM CITY OFFICERS, BOARDS, AND
COMMISSIONS; COMMUNICATIONS AND
PETITIONS; AND OTHER CITY RELATED MATTERS**

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

• Reports from City Officers, Boards and Commissions:

- a. Letter from the City Clerk submitting Minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

• Communications and Petitions, and Other City Related Matters:

- a. Letters from Comcast Cable providing notice of:
 - i. Channel lineup changes effective February 21, 2012

REFERRED TO THE TELECOMMUNICATIONS AND CABLE
ADVISORY BOARD

- ii. Price changes effective February 1, 2012

REFERRED TO THE TELECOMMUNICATIONS AND CABLE
ADVISORY BOARD

- b. Letter of Resignation from the Board of Fire Commissioners
submitted by Jody Washington

RECEIVED AND PLACED ON FILE

- c. Letter of Resignation from the Michigan Avenue Corridor
Improvement Authority submitted by Ken Szymusiak

RECEIVED AND PLACED ON FILE

**REMARKS BY THE MAYOR
OR EXECUTIVE ASSISTANT**

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about
Martin Luther King, Jr. Holiday celebrations.

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

John Pollard of 1718 Blair St. spoke about various city matters.

Kathi Raffone of 1221 Muskegon Ave. spoke about various city
matters.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about
various city matters.

Mary Reynolds of 2003 Barritt St. spoke about various city matters.

ADJOURNED TIME 12:11 A.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JANUARY 19, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 1:30 p.m. by President Jeffries

PRESENT: Council Members Dunbar, Jeffries, Quinney, Washington, Wood, Yorko

ABSENT: Council Members Houghton (Arrived at 1:37 p.m.) and Robinson (Arrived at 1:36 p.m.)

Council Member Quinney asked people to remember Arthur Hall, who recently passed away, during the moment of Meditation. The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunbar

To approve the printed Council Proceedings of December 12, 2011 and January 5, 2012

Motion carried

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS**

Council Member Wood announced the Lewton-Rich Neighborhood meeting.

Council Member Yorko announced a Board of Education meeting on possible school closings.

City Clerk Swope spoke about the close of registration for the February 28, 2012 Presidential Primary Election and about separate Democratic and Republican ballots.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, announced the first Mobile Food Pantry for 2012.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

• **Public Comment on Legislative Matters:**

Council Member Robinson arrived at the meeting at 1:36 p.m.

Council Member Houghton arrived at the meeting at 1:37 p.m.

Legislative Matters included no public hearings:

Claude Beavers of 3010 Boston Blvd. spoke about tax abatements.

LEGISLATIVE MATTERS

CONSENT AGENDA

By Council Member Dunbar

To approve all items on the Consent Agenda.

Council Member Wood asked that items 1a, and 1b, be removed from the Consent Agenda.

There were no items remaining on the Consent Agenda for approval.

RESOLUTIONS

RESOLUTION #2012004

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Patrick Snyder sought to eliminate special assessment of \$ 433.00 for Grass and Weeds and all associated penalties and interest on the property tax bill of 1229 Dakin St., Lansing, Michigan; and

WHEREAS, the Committee on General Services met on August 15, 2011 to review the claim;

NOW, THEREFORE, BE IT RESOLVED that the City Council, hereby, denies the claim filed by Patrick Snyder of \$433.00 for special assessment on Grass and Weeds and all associated penalties and interest on the property tax bill of 1229 Dakin Street, Lansing, Michigan;

BE IT FURTHER RESOLVED that no further action is required by the City Attorney for processing this claim.

By Council Member Wood

Motion Carried

RESOLUTION #2012-005

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Greentree Servicing, LLC sought to eliminate a special assessment of \$1066.50 for trash clean up and all associated penalties and interest on the property tax bill of 1113 Hyland St, Lansing, Michigan; and

WHEREAS, the Committee on General Services met on August 15, 2011 to review the claim;

NOW, THEREFORE, BE IT RESOLVED that the City Council, hereby, denies the claim filed by Greentree Servicing, LLC in the amount of \$1066.50 for a special assessment for trash clean up and all associated penalties and interest on the property tax bill of 1113 Hyland St, Lansing, Michigan, Lansing, Michigan;

BE IT FURTHER RESOLVED that no further action is required by the City Attorney for processing this claim.

By Council Member Wood

Motion Carried

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

Reports from City Officers, Boards and Commissions:

- a. Letters from the City Clerk:
 - i. Submitting a request from Corey's Holdings, LLC to transfer all stock in a 2011 Class C licensed business, located at 1511 S Cedar, Lansing, MI 48910, Ingham County, wherein Robert W. Corey, deceased stockholder, transfers 1,000 shares of stock to new stockholder, Corey Holdings, LLC

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- ii. Providing six (6) month notice of the expiration of Ordinance #O1161 (Snow Ordinance)

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- iii. Providing notice of the placement on file of the Tri-County Regional Planning Commission's Audit Report for Fiscal Year 2011

REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS

- iv. Submitting Minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

- b. Letter(s) from the Mayor re:
 - i. SLU-6-2011; 4312 S. Martin Luther King, Jr. Blvd., a request from Redeemed Christian Church of God, Freedom Hall to utilize the property at 4312 S. Martin Luther King, Jr. Blvd. for a church

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- ii. Introduction of Ordinance and Setting Public Hearing; Adopting the 2009 International Fire Code

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- iii. 2011 Citizen Corps Program Grant Agreement-Earmarked for Community Emergency Response Team (CERT) program

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- iv. 2011 Homeland Security Grant Program Grant (HSGP) Agreement

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- v. Ballot Proposal; Authorization to Sell Waverly and Michigan Parks

REFERRED TO THE COMMITTEE OF THE WHOLE

- vi. Ballot Proposal; Authorization to Sell Vector Building and Adjacent Parking Lot at Oak Park

REFERRED TO THE COMMITTEE OF THE WHOLE

Communications and Petitions and Other City Related Matters:

- a. Letter from the State of Michigan Department of Treasury providing notice of the issuance of an Obsolete Property Rehabilitation Exemption Certificate to Saed Saboury for property located at 1135 N. Washington Ave.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- b. Affidavit of Disclosure submitted by Mark Stanley, II of the Lansing Police Department

REFERRED TO THE BOARD OF ETHICS

- c. Letter from John Pollard of 1718 Blair St. submitting an alleged Charter Violation by the Finance Department

REFERRED TO THE CITY ATTORNEY

REMARKS BY COUNCIL MEMBERS

Council Member Robinson announced Everett High School Social Studies Department's viewing of the movie "Red Tails."

REMARKS BY THE MAYOR OR EXECUTIVE ASSISTANT

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about the recent Martin Luther King, Jr. Holiday Luncheon.

President Jeffries submitted the following Committee Assignments for 2012:

Lansing City Council

2012 Committee Assignments and Schedule

Committee of the Whole <i>Brian Jeffries, President, Chair</i> <i>Kathie Dunbar, Vice President, Vice Chair</i>	<i>1st & 3rd Monday Following Council Mtg. Staff: Karen</i>
Committee on General Services <i>Tina Houghton, Chair</i> <i>Derrick Quinney, Vice Chair</i> <i>Carol Wood, Member</i>	<i>1st & 3rd Tuesday 3:30 p.m. Staff: Karen</i>
Committee on Intergovernmental Relations <i>Jody Washington, Chair</i> <i>Carol Wood, Vice Chair</i> <i>Jessica Yorko, Member</i>	<i>1st & 3rd Wednesday 11:00 a.m. Staff: Diana</i>
Committee on Public Services <i>Jessica Yorko, Chair</i> <i>Tina Houghton, Vice Chair</i> <i>Kathie Dunbar, Member</i>	<i>1st & 3rd Wednesday 12:00 p.m. Staff: Diana</i>
Committee on Public Safety <i>Carol Wood, Chair</i> <i>A'Lynne Robinson, Vice Chair</i> <i>Jody Washington, Member</i>	<i>1st & 3rd Thursday 3:30 p.m. Staff: Diana</i>
Committee on Development and Planning <i>Derrick Quinney, Chair</i> <i>Tina Houghton, Vice Chair</i> <i>Brian Jeffries, Member</i>	<i>2nd & 4th Wednesday 12:00 p.m. Staff: Diana</i>
Committee on Ways and Means <i>A'Lynne Robinson, Chair</i> <i>Carol Wood, Vice Chair</i> <i>Kathie Dunbar, Member</i>	<i>2nd & 4th Thursday 2:30 p.m. Staff: Karen</i>
Committee on Personnel <i>Kathie Dunbar, Chair</i> <i>Brian Jeffries, Vice Chair</i> <i>Derrick Quinney, Member</i> <i>Jody Washington, Member</i>	<i>Call of the Chair Staff: Karen</i>

Other Boards and Commissions

Capital Region Airport Authority:
Capital Area Michigan Works: *Derrick Quinney, A'Lynne Robinson, Kathie Dunbar*
City of Lansing and Charter Township of Lansing Liaison Commission: *Jody Washington*
Community Corrections Advisory Board: *Derrick Quinney*
Downtown Lansing, Inc: *Jessica Yorko*
Employee Retirement Board: *Carol Wood*
Entrepreneur Institute of Mid-Michigan: *Carol Wood*
Greater Lansing Convention & Visitors Bureau: *A'Lynne Robinson*
Lansing Entertainment & Public Facilities Authority: *Jody Washington, Jessica Yorko*
Planning Board: *Brian Jeffries, Tina Houghton, Derrick Quinney*
Police and Fire Retirement Boards: *Carol Wood*
Tri-County Commission on Aging: *Carol Wood, Brian Jeffries*
Tri-County Regional Planning Commission: *Carol Wood, Jody Washington, Jessica Yorko*

Bob Sawyer of 1920 S. Pennsylvania Ave. spoke about the closing of Sawyer's Gourmet Pancake House.

John Pollard of 1718 Blair St. spoke about various city matters.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

Claude Beavers of 3010 Boston Blvd. spoke about various city matters.

ADJOURNED TIME 2:03 P.M.

CHRIS SWOPE, CITY CLERK

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS:



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JANUARY 23, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries

PRESENT: Council Members Jeffries, Robinson (left at 7:58 p.m.), Washington, Wood, Yorko (Left at 7:21 p.m.)

ABSENT: Council Members Dunbar (Arrived at 7:09 p.m.), Houghton (Arrived at 7:02 p.m.) and Quinney (Arrived at 7:02 p.m.)

Council Member Wood asked people to remember Barbara Singh, who recently passed away, during the moment of Meditation.

Council Members Houghton and Quinney arrived at the meeting at 7:02 p.m.

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Robinson

To approve the printed Council Proceedings of January 9, 2012 and the corrected minutes for January 5, 2012

Motion carried

CONSIDERATION OF LATE ITEMS

By Council Member Robinson

To suspend City Council Rule #9 to allow for Consideration of Late Items

Motion carried

The following items were added to the agenda:

1. Officeholder Expense Account Transfers
2. City Council Meeting Venue for the State of the City Address

SPECIAL CEREMONIES

• Special Ceremonies

1. Tribute, In recognition of Mid-Michigan Environmental Action Council and Julie Powers

Council Member Dunbar arrived at the meeting at 7:09 p.m.

Council member Yorko spoke about her experience with the Mid-Michigan Environmental Action Council.

Council Member Yorko read the following Resolution:

RESOLUTION #2012006

BY COUNCIL MEMBER JESSICA YORKO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mid-Michigan Environmental Action Council serves Ingham, Eaton, and Clinton counties by translating environmental concerns into action by providing education, advocacy, and volunteer opportunities, with a focus on river protection, green transportation, land use and sustainability; and

WHEREAS, Mid-MEAC boasts a number of highly successful programs dedicated to promoting environmental awareness and action within the Lansing area by engaging the community to be active participants; and

WHEREAS, the group has served as consultants and contributed its expertise to the City of Lansing in the passage of ordinances such as the Complete Streets Ordinance, the Snow and Ice Removal Ordinance, and most recently, the Bicycle Parking Ordinance, each geared toward improving the safety and well-being of Lansing's residents; and

WHEREAS, the Smart Commute program empowers residents to take charge of minimizing their personal carbon footprint by choosing to walk, bike, use public transit, and reduce single-occupant vehicle trips whenever possible; and

WHEREAS, Mid-MEAC hosts regular "Land Use Lunches" to bring together local experts to discuss issues surrounding land use in the community; and

WHEREAS, each spring and fall, Mid-MEAC Volunteer Stream Monitors put on waders and head into the streams of the Red Cedar River watershed to search for bugs and other river dwellers to collect data specific to the location to track the health of various sites on the river; and

WHEREAS, the Volunteer Stream Monitoring program's goal is to create swimmable, fishable streams and rivers in Mid-Michigan; and

WHEREAS, their Low Impact Development outreach and education provides simple, affordable ways to protect property from flooding, save money, and help the environment using techniques such as directing downspouts to rain barrels or gardens; using gravel, pea stone, interlocking bricks, or mulch and native plants instead of paving and many more great ideas; and

WHEREAS, each of the board members and staff bring a special expertise to Mid-MEAC, increasing its ability to make a real difference through education, community partnerships, and create lasting changes benefiting the greater Lansing area; and

WHEREAS, Mid-MEAC has participated in numerous volunteer efforts in Lansing, such as the invasive species removal project at Fenner Nature Center and their partnership with Impression 5 and the Board of Water and Light in Adopt-a-River; and

WHEREAS, Mid-MEAC was a key part of the team that brought the inaugural Capital City Dragon Boat Race to the Grand River, raising awareness of river protection, waterways a gateway for economic development and introducing the fastest growing watersport in North America to our community; and

WHEREAS, in partnership with the City of Lansing and AARP of Michigan, Mid-MEAC, has undertaken the challenge of conducting the

first ever Walkability Audit of any city in the country. This inventory of our sidewalks, walkways, intersections, and streets will help make our entire community safer for pedestrians and provide data to prioritize repairs and construction projects.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to thank Mid-Michigan Environmental Action Council and their volunteers for their extraordinary efforts to increase environmental awareness through education and direct community involvement to improve the long-term quality of life for residents in the greater Lansing area.

By Council Member Yorko

Motion Carried

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about Julie Powers' work with the City of Lansing.

Julie Powers spoke about her board members and volunteers.

COUNCIL MEMBERS' COMMENTS AND CITY CLERK'S ANNOUNCEMENTS:

Council Member Wood announced the Westside Neighborhood Association's annual meeting, Lansing Community College's events for Black History Month, the annual Ruth Hallman Birthday Party, the 25th Annual Bea Christy Awards Dinner and the Pastors' Salute Dinner.

Council Member Robinson announced the Coachlight Commons Neighborhood quarterly meeting.

Council Member Yorko announced the Westside Neighborhood Association's annual meeting and the Downtown Neighborhood Association meeting.

City Clerk Swope stated that the close of registration for the February 28, 2012 Presidential Primary Election is Monday, January 30, 2012. He spoke about the separate Democratic and Republican ballots.

COMMUNITY EVENT ANNOUNCEMENTS

Gretchen Cochran announced the Downtown Neighborhood Association meeting.

Council Member Yorko left the meeting at 7: 21 p.m.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about the recent Mobile Food Pantry and announced the next Mobile Food Pantry. He spoke about the proposed Kewadin Casino project.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

- Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings.

William Hubbell of 3916 Wedgewood Dr. stated concerns with the Ballot Proposal; Authorization to Sell Waverly and Michigan Avenue Parks.

Kathi Raffone of 1221 Muskegon Ave. spoke in opposition to the Ballot Proposal; Authorization to Sell Waverly and Michigan Avenue Parks.

John Pollard of 1718 Blair St. spoke in opposition to the Ballot Proposal; Authorization to Sell Waverly and Michigan Avenue Parks.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke in opposition to the Ballot Proposal; Authorization to Sell Waverly and Michigan Avenue Parks.

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #2012-007

BY COUNCIL VICE PRESIDENT KATHIE DUNBAR
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor presents the State of the City Address annually as part of a City Council meeting; and

WHEREAS, the Mayor has expressed the desire and recommendation to hold a State of the City Address on January 30, 2012 as part of the City Council meeting at 7:00 p.m. at the Accident Fund Headquarters, 200 N. Grand River Ave., Lansing;

NOW, THEREFORE, BE IT RESOLVED that the January 30, 2012 Lansing City Council meeting will commence at 5:00 p.m. in the City Council Chambers in City Hall and recess by 5:45 p.m. The City Council meeting will reconvene at 7:00 p.m. by the call of the President at the Accident Fund Headquarters, 200 N. Grand River Ave. for the State of the City Address.

By Council Member Dunbar

Motion Carried

RESOLUTION #2012-008

BY COUNCIL MEMBER CAROL WOOD
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, today, more than ever, our religious leaders play a critical role in keeping the community nurtured and motivated to take on every day challenges and to celebrate the community's triumphs. These leaders carry significant influence in our lives and are among the most highly respected individuals in the community; and

WHEREAS, on Saturday, February 25, 2012, The Divine Connection, in association with Swanson Funeral Home and New Citizen's Press, will honor thirty two of the City of Lansing's most esteemed and influential pastors at the 4th Annual Pastors Salute; and

WHEREAS, having made a positive impact on the community, a commemorative plaque will be presented by Swanson Funeral Home as well as a gift box containing letters from their congregation to these revered pastors, publicly observing and applauding their contributions and showcasing their good works in the community;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to recognize the 2012 most honored Lansing pastors for their dedication to the community. We celebrate their triumphs as leaders, mentors, and motivators. Congratulations Pastors, we wish you continued success!

By Council Member Wood

Motion Carried

RESOLUTION #2012-009

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Council Members are desirous of placing an advertisement in the 2012 Annual Red and White Scholarship Ball Souvenir Program Book hosted by the Delta Sigma Theta Sorority, Inc.; and

WHEREAS, the Council, in fiscal years prior to FY 12, has supported proper community events through promoting the Council pursuant to its Promotion Account; and

WHEREAS, Council Members propose to transfer funds from their FY 12 budgeted Officeholder Expenditure Accounts in City Council's Promotion Account for the purpose of placing an advertisement in the 2012 Annual Red and White Scholarship Ball Souvenir Program Book to inform the community of officeholder contact information.

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves the following transfers:

\$25.00 from Council Member Kathie Dunbar's Officeholder Expenditure Account, # 101.112101.741229 into City Council's Promotion Account, # 101.112101.741200

\$25.00 from Council Member Tina Houghton's Officeholder Expenditure Account, # 101.112101.741236 into City Council's Promotion Account, # 101.112101.741200.

\$25.00 from Council Member Brian Jeffries's Officeholder Expenditure Account, # 101.112101.741227 into City Council's Promotion Account, # 101.112101.741200.

\$25.00 from Council Member Derrick Quinney's Officeholder Expenditure Account, # 101.112101.741231 into City Council's Promotion Account, # 101.112101.741200.

\$25.00 from Council Member Carol Wood's Officeholder Expenditure Account, # 101.112101.741223 into City Council's Promotion Account, # 101.112101.741200.

\$25.00 from Council Member Jessica Yorko's Officeholder Expenditure Account, # 101.112101.741235 into City Council's Promotion Account, # 101.112101.741200.

BE IT FINALLY RESOLVED that the City Council approves the expenditure of \$150.00 from the City Council's Account, # 101.112101.741200, for the placement of an advertisement in the 2012 Annual Red and White Scholarship Souvenir Ball Program Book, which shall include contact information for each Council Member, including wards, email addresses, and telephone numbers.

By Council Member Dunbar

To place an affirmative roll on the resolution

By Council Member Dunbar

To Amend the NOW, THEREFORE BE IT RESOLVED clause by striking 6 instances of "\$30.00" and inserting "\$25.00"

Motion Carried

The question being the motion to place an affirmative roll on the resolution

Motion Carried (Council Members Robinson and Washington voting nay)

RESOLUTION #2012-010

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City of Lansing is the owner of real property commonly known as Waverly Golf Course, A/K/A Waverly Park, and adjacent Michigan Avenue Park (the "Property") and collectively described as:

The West 120.48 acres of the Northwest 1/4 of Section 18, T4N, R2W.

WHEREAS, the two parks that constitute the Property are dedicated City of Lansing parks, located in Lansing Township, Michigan; and

WHEREAS, sale of the Property is in the best interest of the City because the City will no longer incur the expenses associated with maintaining the Property; and

WHEREAS, the Parks Board met and approved placing the sale of the Property on the ballot for consideration by Lansing voters at its meeting on May 11, 2011.

WHEREAS, any net proceeds from the sale of the Property will be used for improvements in the City of Lansing park and recreation system; and

WHEREAS, Section 8-403.6 of the Lansing City Charter and Ordinance 208.10 require sale of park land be approved by the voters of the City of Lansing;

NOW, THEREFORE, BE IT RESOLVED that the proposal to sell the Property be submitted to the electors of the City of Lansing for approval as required by Section 8-403.6 of the City Charter at the election to be held on August 7, 2012.

BE IT FURTHER RESOLVED that said proposal be submitted to the electors of the City in manner and form substantially as follows:

SHALL THE CITY OF LANSING BE AUTHORIZED TO SELL OR OTHERWISE DISPOSE OF WAVERLY GOLF COURSE, A/K/A WAVERLY PARK, AND ADJACENT MICHIGAN AVENUE PARK, ALSO COLLECTIVELY DESCRIBED AS:

The West 120.48 acres of the Northwest 1/4 of Section 18, T4N, R2W?

YES ____
NO ____

BE IT FURTHER RESOLVED that the votes cast upon the proposal shall be counted, canvassed, and returned, and the results determined in the same manner as required for other electoral questions as prescribed by law.

BE IT FURTHER RESOLVED that the City Clerk is required to provide sufficient notice of the placement of this ballot proposal, in conformance with state election law, including to the County Clerk and is hereby authorized to take appropriate steps for the placement on the August 7, 2012 ballot.

BE IT FINALLY RESOLVED that if the sale or disposal of the Property is approved by the voters of the City of Lansing, and if the Administration subsequently negotiates an agreement for that purpose, that such sale or disposal, and the appropriation of net proceeds, shall be returned to the Lansing City Council for final approval.

By Council Member Dunbar

Motion Carried by the following Roll Call vote:

Yeas: Council Members Dunbar, Houghton, Jeffries, Quinney, Robinson,

Washington

Nays: Council Member Wood

RESOLUTION #2012-011

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City of Lansing is the owner of real property (the "Property") legally described as:

A parcel of land in the Northwest 1/4 of Section 15, T4N, R2W, Lansing Township, Ingham County, Michigan, the surveyed boundary of said parcel described as: Commencing at the Northwest corner of said Section 15; thence S00°24'38"W along the West line of said Section 15 a distance of 796.25 feet; thence S89°39'06"E parallel with the North line of Genesee Street a distance of 41.25 feet to the East right of way line of the Conrail Railroad and the point of beginning of this description; thence S89°39'06"E parallel with said North right of way line 258.36 feet; thence N00°50'31"E 117.97 feet; thence S88°33'33"E 162.34 feet; thence S00°37'20"W 119.79 feet; thence S04°08'03"W 96.44 feet to said North right of way line; thence N89°39'06"W along said North right of way line 414.86 feet to said East right of way line; thence N00°24'38"E along said East right of way line 101.15 feet to the point of beginning; said parcel containing 1.40 acres more or less; said parcel subject to all easements and restrictions if any.

WHEREAS, the Property lies within Oak Park (the "Park"), which is a dedicated City of Lansing park, and fronts East Genesee Street; and

WHEREAS, future private development of the Property is in the best interest of the City; and

WHEREAS, Section 8-403.6 of the Lansing City Charter and Ordinance 208.10 require sale of parkland be approved by the voters of the City of Lansing.

NOW, THEREFORE, BE IT RESOLVED that the proposal to sell the Property be submitted to the electors of the City of Lansing for approval as required by Section 8-403.6 of the City Charter at the election to be held on August 7, 2012.

BE IT FURTHER RESOLVED that said proposal be submitted to the electors of the City in manner and form substantially as follows:

SHALL THE CITY OF LANSING, FOR REDEVELOPMENT PURPOSES, BE AUTHORIZED TO SELL OR OTHERWISE DISPOSE OF THAT PORTION OF OAK PARK LEGALLY DESCRIBED AS:

A parcel of land in the Northwest 1/4 of Section 15, T4N, R2W, Lansing Township, Ingham County, Michigan, the surveyed boundary of said parcel described as: Commencing at the Northwest corner of said Section 15; thence S00°24'38"W along the West line of said Section 15 a distance of 796.25 feet; thence S89°39'06"E parallel with the North line of Genesee Street a distance of 41.25 feet to the East right of way line of the Conrail Railroad and the point of beginning of this description; thence S89°39'06"E parallel with said North right of way line 258.36 feet; thence N00°50'31"E 117.97 feet; thence S88°33'33"E 162.34 feet; thence S00°37'20"W 119.79 feet; thence S04°08'03"W 96.44 feet to said North right of way line; thence N89°39'06"W along said North right of way line 414.86 feet to said East right of way line; thence N00°24'38"E along said East right of way line 101.15 feet to the point of beginning; said parcel containing 1.40 acres more or less; said parcel subject to all easements and restrictions if any.

The building known as the Vector building, located in Oak Park, and the fenced portion of the parking area located to the east and north of the Vector Building.

YES ____
NO ____

BE IT FURTHER RESOLVED that this resolution be posted in a conspicuous place in each polling place in the City of Lansing.

BE IT FURTHER RESOLVED that the votes cast upon the proposal shall be counted, canvassed, and returned, and the results determined in the same manner as required for other electoral questions as prescribed by law.

BE IT FINALLY RESOLVED that the City Clerk is required to provide sufficient notice of the placement of this ballot proposal, in conformance with state election law, including to the County Clerk and is hereby authorized to take appropriate steps for the placement on the August 7, 2012 ballot.

By Council Member Dunbar

Motion Carried

ORDINANCES FOR INTRODUCTION

Council Member Wood Chair of the Committee on Public Safety introduced:

An Ordinance of the City of Lansing to Amend Chapter 1610 of the Lansing Codified Ordinances, "Uniform Fire Code and Uniform Fire Code Standards," by adopting by reference the 2009 International Fire Code

The Ordinance was read by its title for a first time and referred to the Committee on Public Safety

RESOLUTION #2012-012

RESOLUTION SETTING PUBLIC HEARING
BY THE COMMITTEE ON PUBLIC SAFETY

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for January 30, 2012 at 5:00 p.m. in the City Council Chambers, 10th Floor Lansing City Hall, 124 W. Michigan Ave., Lansing, MI for the purpose of considering an Ordinance of the City of Lansing, Michigan, to Amend Chapter 1610 of the Lansing Codified Ordinances by adopting by reference the 2009 International Fire Code.

Interested Persons are invited to attend this Public Hearing

By Council Member Wood

Motion Carried

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

**REPORTS FROM CITY OFFICERS, BOARDS, AND
COMMISSIONS; COMMUNICATIONS AND
PETITIONS; AND OTHER CITY RELATED MATTERS**

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

- Reports from City Officers Boards and Commissions:
 - a. Letter from the City Clerk submitting Minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

- Communications and Petitions and Other City Related Matters:
 - a. Letter from John Pollard of 1718 Blair St. submitting an alleged Charter violation by the City Council

REFERRED TO THE CITY ATTORNEY

REMARKS BY COUNCIL MEMBERS

Council Member Wood asked Randy Hannan, Executive Assistant to Mayor Bernero, if the Request for Proposals on the Red Cedar Golf Course project has gone out and he stated that it would go out in early spring.

Council Member Robinson left the meeting at 7:58 p.m.

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS:

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

William Hubbell of 3916 Wedgewood Dr. spoke about various city matters.

Kathi Raffone of 1221 Muskegon Ave. spoke about various city matters.

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city matters.

John Pollard of 1718 Blair St. spoke about various city matters.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

Russell Terry of 121 E. Mt. Hope Ave. spoke about various city matters.

ADJOURNED TIME 8:18 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JANUARY 30, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 5:00 p.m. by President Jeffries.

PRESENT: Council Members Jeffries, Robinson, Washington, Wood

ABSENT: Council Members Dunbar (Arrived at 5:11 p.m.), Houghton, Quinney (Arrived at 5:11 p.m.), Yorke

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS**

Council Member Wood announced the next Genesee Neighborhood meeting, a Black History Month event at Lansing Community College, a meeting on the foundations of business planning, events at Sexton and Everett High Schools for federal student financial aid and a meeting to right-size the Lansing School District.

Council Member Robinson announced Coachlight Common's next neighborhood meeting.

Council Member Washington announced 1st Ward residents' meetings and the Eastside Neighborhood Organization's annual Souper event.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about tonight's State of the City Address.

City Clerk Swope stated that today is the last day to register to vote in the February 28, 2012 Presidential Primary Election and that there is a bond proposal on the ballot for those in the East Lansing School District. He also stated that the South Washington Office Complex is open to request and receive absentee ballots.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

Council Members Dunbar and Quinney arrived at the meeting at 5:11 p.m.

By Council Member Dunbar

To reconsider the vote by which the resolution "City Council Meeting Venue for the State of the City Address" passed on January 23, 2012

Motion Carried

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

1. In consideration of an Ordinance of the City of Lansing, Michigan, to Amend Chapter 1610 of the Lansing Codified Ordinances, "Uniform Fire Code and Uniform Fire Code Standards," by adopting by reference the 2009 International Fire Code

Council Member Wood gave a brief overview of the Public Hearing.

John Pollard of 1718 Blair St. spoke about the Fire Code Ordinance.

Darnell E. Olham, Sr. of 3815 Berwick Dr. spoke about the Fire Code Ordinance.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunbar

To approve the printed Council Proceedings of January 19, 2012

Motion carried

LEGISLATIVE MATTERS

RESOLUTIONS

The vote by which this resolution was adopted was previously reconsidered at this meeting:

RESOLUTION #2012007

BY COUNCIL VICE PRESIDENT KATHIE DUNBAR
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor presents the State of the City Address annually as part of a City Council meeting; and

WHEREAS, the Mayor has expressed the desire and recommendation to hold a State of the City Address on January 30, 2012 as part of the City Council meeting at 7:00 p.m. at the Accident Fund Headquarters, 200 N. Grand Ave., Lansing;

NOW, THEREFORE, BE IT RESOLVED that the January 30, 2012 Lansing City Council meeting will commence at 5:00 p.m. in the City Council Chambers in City Hall and recess by 5:45 p.m. The City Council meeting will reconvene at 7:00 p.m. by the call of the President at the Accident Fund Headquarters, 200 N. Grand Ave. for the State of the City Address.

The question being the motion to place an affirmative roll on the resolution

By Council Member Dunbar

To amend the resolution by striking both instances of "River"

Motion Carried

The question being the motion to place an affirmative roll on the resolution

Motion Carried

ORDINANCES FOR PASSAGE

An Ordinance of the City of Lansing to Amend Chapter 1610 of the Lansing Codified Ordinances, "Uniform Fire Code and Uniform Fire Code Standards," by adopting by reference the 2009 International Fire Code

Was read a second time by its title and adopted by the following roll call vote:

Yeas: Council Members Dunbar, Jeffries, Quinney, Robinson, Washington, Wood

Nays: None

By Council Member Wood

THAT THIS ORDINANCE, BEING NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, HEALTH, OR SAFETY SHALL TAKE EFFECT UPON ITS PASSAGE

Motion Carried

ORDINANCE #1177

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND CHAPTER 1610 OF THE LANSING CODIFIED ORDINANCES, "UNIFORM FIRE CODE AND UNIFORM FIRE CODE STANDARDS," BY ADOPTING BY REFERENCE THE 2009 INTERNATIONAL FIRE CODE.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 1610 of the Codified Ordinances of the City of Lansing, Michigan, be and is hereby amended to read as follows:

CHAPTER 1610. UNIFORM FIRE CODE AND UNIFORM FIRE CODE STANDARDS*

1610.01. Adoption of 2003 edition of the 2009 International Fire Code; file copies; references and citations; conflict of laws.

(a) For the purpose of ESTABLISHING THE MINIMUM REQUIREMENTS CONSISTENT WITH NATIONALLY RECOGNIZED GOOD PRACTICE FOR PROVIDING A REASONABLE LEVEL OF LIFE SAFETY AND PROPERTY PROTECTION FROM THE HAZARDS OF FIRE, EXPLOSION, OR DANGEROUS CONDITIONS IN NEW AND EXISTING BUILDINGS, STRUCTURES, AND PREMISES AND TO PROVIDE SAFETY TO FIREFIGHTERS AND EMERGENCY RESPONDERS DURING EMERGENCY OPERATIONS, ~~protecting and preserving the public health, safety and welfare; to safeguard life and property from fire and explosion hazards; to adopt a fire prevention code and regulate the storage, handling and use of hazardous materials, substances and devices; and to provide for the issuance of permits for hazardous uses or operations;~~ the City hereby adopts that certain code known as the 2009 International Fire Code, including Appendices B, C, and D, E, F, G, H, AND I, published by the International Code Council, Inc. WITH THE ADDITIONS, DELETIONS, AND REVISIONS CONTAINED IN THIS CHAPTER. ~~being particularly the entire 2003 edition (referred to in this chapter as this "Code" or the "International Fire Code"); save and except such portions as are hereinafter deleted, modified or amended in Section 1610.02. Three copies A COPY of this code are IS on file in the Office of the City Clerk for the City of Lansing, and the same, as amended in~~

~~Section 1610.02, are hereby adopted and incorporated in this chapter as if set out at length herein. From and after the effective date of this section, the provisions of this Code, as amended in this chapter, shall be controlling within the limits of the City of Lansing.~~

(b) References throughout these codified ordinances to the International Fire Code shall be deemed to mean the International Fire Code adopted in subsection (a) and it may be so cited. References throughout these codified ordinances to the Fire Prevention Code of the City of Lansing shall be synonymous with this International Fire Code, including its amendments adopted therein.

(c) Unless otherwise expressly provided, in the event of a conflict between any of the provisions of the International Fire Code, herein adopted, and a provision of this chapter, or any other provision of these Codified Ordinances, or any other local ordinance, resolution, rule or regulation, the local provision shall control. In the event of a conflict between any of the provisions of the International Fire Code, herein adopted, and state law, including rules and regulations promulgated pursuant to state law, the state law shall control. In the event of a conflict between any of the provisions of the International Fire Code, herein adopted, and a provision of any other standard technical code adopted by reference by the City of Lansing, the stricter or higher standard shall control.

1610.02. Amendments.

The International Fire Code, adopted in Section 1610.01, is hereby amended as follows:

I.F.C. Section 101.1 Title is hereby amended to insert the City of Lansing as the name of jurisdiction.

I.F.C. Section ~~102.6~~ 102.7 Referenced Codes and Standards is hereby amended by including the following language:

The codes and standards referenced in this code shall be those that are listed in Chapter ~~45~~ 47 and such codes and standards shall be considered part of the requirements of this code to the prescribed extent of each such reference. This code and standards referenced in this code shall be the most recently published edition or version. Where differences occur between the provisions of this code and the referenced standards, the provisions of this code shall apply.

I.F.C. SECTION 103.2 SHALL BE REPLACED WITH THE FOLLOWING: THE FIRE CODE OFFICIAL SHALL BE APPOINTED BY THE FIRE CHIEF, SUBJECT TO APPLICABLE FEDERAL, STATE, AND LOCAL LAW, INCLUDING THE PROVISIONS OF ANY GOVERNING COLLECTIVE BARGAINING AGREEMENT.

I.F.C. Section 105.1 General is hereby amended by adding the following language:

The Lansing Fire Department shall have the authority to charge a fee for permits required under the international fire code and for fire inspection services. A fee schedule shall be developed by the Fire Chief, approved by the Mayor and subject to City Council adoption by resolution.

I.F.C. Section 105.2 Application is hereby deleted and a new section added as follows:

All applications for a permit required pursuant to this code shall be made to the Fire DEPARTMENT ~~Prevention Bureau of the City of Lansing~~. Applications shall be accompanied by such plans as are required by the City of Lansing.

The application for a permit required pursuant to this code shall be accompanied by the appropriate fee, which shall be non refundable. Fees for permits required by this code shall be set by resolution of City Council of the City of Lansing.

I.F.C. Section 108 Board of Appeals is hereby deleted and replaced with the following language:

Appeals

The Board of Appeals for appeals made under the Fire Prevention Code of the City of Lansing shall be the Building Board of Appeals established in Section 113.442 of the International MICHIGAN Building Code adopted in Section 1420.01 of the Codified Ordinances of Lansing. This Board shall determine the suitability of alternative materials and the type of construction and provide reasonable interpretations of the provisions of this code. The Board shall render all decisions and findings in writing to the Fire Chief, with a duplicate copy to the appellant, and may recommend to the executive body such new legislation for engaging in the following activities, operations, practices or functions:

(1) *Fire suppression systems.* To design, install, modify, test, service and maintain any and all fire suppression systems in accordance with any and all codes that apply to this installation.

(2) *Fire alarm systems.* To design, install, modify, test, service and maintain any and all fire alarm systems in accordance with any and all codes that apply to this installation.

(3) *Open burning.* To ignite or burn material of any type on private land or on publicly owned or controlled land, except as provided in this code.

(4) *Fireworks.* To conduct a public display or to use for agricultural or pest control purposes as permitted by State law.

I.F.C. Section 109.3 Violation Penalties is hereby deleted in its entirety.

I.F.C. Section 109.3.1 Abatement of Violation is hereby amended to delete section number 109.3.1 and insert section number 109.3.

I.F.C. Section 111.4 Failure to Comply is hereby deleted and a new section 111.4 is added to read as follows:

Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition shall be subject to the penalties codified in Section 1610.99 of this Code.

I.F.C. Section 307 Open Burning is hereby deleted and a new section 307 is added as follows:

Open Burning-RECREATIONAL FIRE

(1) *Permit required.* A permit is required to kindle or maintain any outdoor burning, including bonfires and recreational fires. RECREATIONAL FIRES MAY BE KINDLED OR MAINTAINED ON LOTS CONTAINING ONE-FAMILY DWELLINGS OR TWO-FAMILY DWELLINGS IF A PERMIT IS GRANTED BY THE FIRE CHIEF OR HIS OR HER DESIGNEE AFTER CONFIRMING THAT THE RECREATIONAL FIRE WILL COMPLY WITH THE STANDARDS CONTAINED IN THIS CODE.

(2) *Location restricted.* There shall be no open burning of any type on publicly owned or controlled land, including bridges, streets and other public places which have not been set aside by the public authority for such purpose. RECREATIONAL FIRES MAY BE KINDLED OR MAINTAINED ON PUBLIC PROPERTY COVERED BY A SPECIAL EVENT PERMIT GRANTED BY THE PARKS AND RECREATION DEPARTMENT OR ON NONRESIDENTIAL PRIVATE PROPERTY IF A PERMIT IS GRANTED BY THE FIRE CHIEF OR HIS OR HER DESIGNEE AFTER CONFIRMING THAT THE RECREATIONAL FIRE WILL COMPLY WITH THE STANDARDS CONTAINED IN THIS CODE.

(3) *Exceptions.*

(a) *Controlled burning.* When determined by the Fire Chief OR HIS OR HER DESIGNEE to be in the public interest, the Chief may issue a permit for controlled burning.

(b) *Outdoor cooking.* Appliances, such as chimneas, gas and charcoal grills may be used in such a manner so they do not endanger the life or property of others. No person shall use any permanent barbecue, portable barbecue, chimnea, outdoor fireplace, or grill OR OTHER DEVICE for the disposal of rubbish, trash or combustible material.

(4) *Attendance.* ~~Bonfires and other open burning~~ RECREATIONAL FIRES shall be constantly attended by a competent person until such fire is extinguished. This person shall have a garden hose connected to a water supply, ~~or~~ AND other fire-extinguishing equipment readily available for use. recreational fires shall be in accordance with the provisions of this code.

(5) *Prohibition or discontinuance by Chief.* The Chief OR HIS OR HER DESIGNEE may prohibit or terminate any or all ~~outdoor burning~~ RECREATIONAL FIRES when atmospheric conditions or local conditions make such fires hazardous, or when the Chief OR HIS OR HER DESIGNEE determines such action is necessary to protect public safety.

(6) *Illegal burning.* Kindling or maintaining any outdoor burning in violation of this section, failing to comply with the requirements of this section, failing to comply with an order of the Chief OR HIS OR HER DESIGNEE as provided in this section or otherwise failing to comply with the requirements of this section shall be illegal. ~~The Fire Marshal and other members of the Fire Prevention Bureau of the City of Lansing are specifically authorized to enforce this section.~~

I.F.C. Section 503 Fire Lanes is hereby added as follows:

~~(1) Purpose. This section is to be interpreted as the standard of care necessary to protect both people and property within the City of Lansing in case of a fire or similar emergency in any of those establishments herein defined through the use of controlled fire lanes.~~

~~(2) (1) Authority.~~ The Fire DEPARTMENT ~~Marshal of the Fire Prevention Bureau of the City of Lansing shall be responsible for~~ MAY establishing fire lanes on both public and private property within the City. The following criteria shall be used in determining the necessity of fire lanes:

~~(A) (a) Fire lanes shall be established by the Fire Prevention Bureau as deemed necessary, at the following locations. This list shall not be deemed to be exclusive, but shall be deemed to be a guide to the type of establishment where necessary:~~

~~(1) Apartment complexes;~~

~~(2) Auditoriums and all like places of public assembly;~~

~~(3) Churches;~~

~~(4) Hospitals, convalescent homes and nursing homes;~~

~~(5) Hotels, motels and boarding houses;~~

~~(6) Manufacturing sites;~~

~~(7) Multiple private residential areas; and~~

~~(8) Shopping centers.~~

~~(B) (b) The necessity of access into the above enumerated areas from public thoroughfares shall be considered when establishing fire lanes.~~

~~(C) (c) The necessity of traffic lanes that are free from parked vehicles, both to and around the above enumerated AFFECTED establishments, and that are capable of handling City fire vehicles, shall also be considered.~~

This determination shall be made whenever the FIRE DEPARTMENT Bureau deems that such lanes are necessary for the safety of occupants and property of such establishments or when, after being petitioned by a private land owner to have fire lanes established on his or her property,

the ~~Bureau~~ FIRE DEPARTMENT declares fire lanes NECESSARY thereon in accordance with the above criteria. ~~This section shall apply to all such existing facilities within the City.~~ The Fire Marshal CHIEF or HIS OR HER DESIGNEE ~~designated representative~~ shall notify the land owner of any such property whereon fire lanes are established, by mailing notice of the same to the address of the owner as identified in the records of the City Assessor.

~~(3)~~ (2) *Records.* The Fire DEPARTMENT ~~Prevention Bureau~~ shall keep an accurate up to date record of all fire lanes established within the City.

~~(4)~~ (3) *Signs.* All fire lanes shall be conspicuously posted with uniform fire lane signs prescribed by the Fire ~~Marshal~~ CHIEF OR HIS OR HER DESIGNEE and erected not more than 100 feet apart in all areas designated as fire lanes. The erection and maintenance of such signs shall be the responsibility of the property owner. Any owner who, upon notification that a fire lane has been established on his or her property and within thirty days thereof, fails to erect uniform fire lane signs, shall be in violation of this section and subject to the penalty provided in Section 1610.99 of the Codified Ordinances of the City. Further, when such signs are not erected within 30 days of notification, Council may direct such signs to be erected and the cost thereof assessed against the property on the next general assessment roll of the City.

~~(5)~~ (4) *Permitted parking.* The Fire ~~Marshal~~ CHIEF OR HIS OR HER DESIGNEE may grant permission for parking of certain vehicles, objects or trailers in designated fire lanes for limited periods where such parking will not interfere with the use of the fire lane by emergency vehicles. Whenever such permission is granted, a record of the same shall be kept by the Fire DEPARTMENT ~~Prevention Bureau~~. In conjunction with such permission, the FIRE DEPARTMENT ~~Bureau~~ shall furnish a sign to be posted conspicuously on the vehicle, object or trailer stating that permission to so park has been granted and stating the duration that it may remain so parked.

~~(6)~~ (5) *Guidelines for fire lanes at construction sites.* The Fire CHIEF ~~Marshal~~ OR HIS OR HER DESIGNEE shall establish guidelines for use by the Building Safety Division in determining the need for fire lanes at all new construction sites and at sites where existing structures are being modified. These guidelines shall include minimum dimensions for such fire lanes so as to provide adequate maneuverability for City fire vehicles. The Fire DEPARTMENT ~~Prevention Bureau~~ shall make a final check of all plans for such building or alteration upon submission of the same by the Building Safety Division. The Fire DEPARTMENT ~~Prevention Bureau~~ shall either approve or reject such plans within 20 days of such submission and, if rejected, shall state the reasons for the same. After rejection, such plans may be resubmitted for approval after the necessary changes have been made.

~~(7)~~ (6) *Removal of vehicles, etc., from fire lanes.* When any member of the Fire department or the Police Department observes any vehicle, trailer or other object parked in a fire lane as herein established, and such vehicle, trailer or other object is not in such fire lane under authority of subsection ~~(e)~~ (4) hereof, he or she shall remove such vehicle, trailer or other object or cause the same to be removed at the expense of the owner. If any vehicle, trailer or other object is so located within a fire lane at a time the Fire Department is responding to an alarm which necessitates use of such fire lane, then any member of the Police Department or the Fire Department may move such vehicle, trailer or other object or cause the same to be moved by any means possible without liability for and damage being incurred by the City or any officer, agent or employee thereof.

~~(8)~~ (7) *Prohibited parking; citations.*

(a) No person shall stop, stand or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with the directions of a law enforcement officer, fire-fighter or traffic control device, within 15 feet of a fire hydrant.

(b) No person shall stop, stand or park a vehicle, whether occupied or not, in an area designated as a fire lane, on public or private property, except when necessary to avoid conflict with other traffic or at the direction of a law enforcement officer, fire-fighter or traffic control device.

(c) The Fire MARSHAL and other members of the Fire DEPARTMENT ~~Prevention Bureau~~ shall have the power and authority of a police officer to issue uniform traffic citations for a violation of any of the provisions of this section.

~~(9)~~ (8) *Appeals.* Notwithstanding the provisions of section 108 of this code, the following shall be the method of appeal from any decision of the Building Board of Appeals as it may pertain to this section:

If any land owner is aggrieved by any decision as to the establishment of fire lanes, he or she shall, within 30 days of the date of mailing of the fire lane establishment notice as provided for in subsection ~~(b)~~ (c) hereof, or within 30 days of the denial of a petition to establish a fire lane, file with the Board of Appeals a written exception to such decision, together with his or her reasons for the same.

DURING THE NEXT SCHEDULED MEETING OF ~~Within 10 days from the date of receipt of such exception by the Board of Appeals, OR A SPECIAL MEETING SET FOR HEARING THE EXCEPTION,~~ it shall, after consideration of the reasons for the exception, affirm, modify or rescind its original decision. ~~If the aggrieved party is still without satisfaction, he or she may file an appeal with Council through the Office of the City Clerk. The City Clerk shall then place the appeal on the agenda for the next applicable council meeting. Council shall rule on such appeal within a reasonable time, but not later than 30 days from the date the appeal was placed on the agenda. Subsequent to the determination by Council, the aggrieved party may file a petition with the appropriate court.~~

I.F.C. Section 508.5 507.5 Fire Hydrant Systems is hereby amended to include the following language:

Fire hydrant systems shall comply with sections 507.5.1 – 507.5.6 ~~508.5.1 through 508.5.6~~, installation of new and replacement hydrant systems and at the point of tap-in to a water main, shall be completed by the Lansing Board of Water and Light, pursuant to the terms and conditions of the collective bargaining agreement between the Board of Water and Light and the International Brotherhood of Electrical Workers (IBEW) Local 352, and shall follow the requirements for design and maintenance as set forth by the Board of Water and Light, and as approved by the Fire Chief OR HIS OR HER DESIGNEE.

I.F.C. Section 603.8 Incinerators is hereby deleted and a new section 603.8 is added as follows:

Incinerators

(1) *General.* Free-standing noncommercial incinerators not connected to buildings are not permitted. Permitted incinerators shall be in accordance with other governing agencies' requirements regulating emissions. For other requirements, see the International MICHIGAN Building Code, as adopted in Section 1420.01 of the Codified Ordinances of the City of Lansing, and the International MICHIGAN Mechanical Code, as adopted in Section 1426.01 of the Codified Ordinances of Lansing.

(2) *Maintenance.* Incinerators shall be maintained in good condition at all times.

(3) *Discontinuance.* The Fire Chief AND HIS OR HER DESIGNEE is authorized to require incinerator use to be immediately discontinued if the Chief OR HIS OR HER DESIGNEE determines that smoke emissions are offensive to the occupants of surrounding property ~~or~~ OR if the use of the incinerator is determined by the Chief OR HIS OR HER DESIGNEE to constitute a hazardous condition.

I.F.C. Section 903.2.10.3 903.2.11.3 Buildings Over 55 Feet in Height is hereby amended to include the following:

This section shall include the adopted State of Michigan Bureau of Construction Codes Amendments to the International Building Code.

I.F.C. Section 907.2.12 907.2.13 High Rise buildings is hereby amended to include the following:

This section shall include the adopted State of Michigan Bureau of Construction Codes Amendments to the International Building Code.

I.F.C. Section 905.11 Existing Buildings is hereby deleted in its entirety.

I.F.C. Section 907.3 Where Required--Retroactive in Existing Buildings and Structures is hereby deleted in its entirety AND REPLACED WITH THE FOLLOWING LANGUAGE:

CONSTRUCTION REQUIREMENTS FOR EXISTING BUILDINGS SHALL MEET THE REQUIREMENTS OF THE MICHIGAN BUILDING CODE ADOPTED IN CHAPTER 1420.

I.F.C. Section 3204.3.1.1 Location is hereby deleted and a new section 3204.3.1.1 is added as follows:

Stationary containers shall be located in accordance with section 3204.3.1.1. Containers of cryogenic fluids shall not be located within diked areas containing other hazardous materials. The geographic limits in which the storage of flammable cryogenic fluids in stationary containers is prohibited are to be determined by the Lansing Fire Chief OR HIS OR HER DESIGNEE in accordance with NFPA 30 FLAMMABLE AND COMBUSTIBLE LIQUIDS CODE, Department of Environmental Quality, SECTIONS 3204.3.1.1.1 – 3204.3.1.1.5, TABLE 3204.3.1.1, and any other applicable code or standard recognized by the Fire Chief OR HIS OR HER DESIGNEE.

I.F.C. Section 3404.2.9.5.1 3404.2.9.6.1 Locations Where Above-ground Tanks are Prohibited is hereby deleted and a new section 3404.2.9.5.1 is added as follows:

The geographic limits in which the storage of class I and class II liquids in above-ground tanks outside of buildings is prohibited is to be determined by the Lansing Fire Chief OR HIS OR HER DESIGNEE in accordance with NFPA 30 FLAMMABLE AND COMBUSTIBLE LIQUIDS CODE, Department of Environmental Quality, and any other applicable code or standard recognized by the Fire Chief OR HIS OR HER DESIGNEE.

I.F.C. Section 3406.2.4.4 Locations Where Above-ground Tanks are Prohibited is hereby deleted and a new section 3406.2.4.4 is added as follows:

The geographic limits in which the storage of class I and class II liquids in above-ground tanks is prohibited are to be determined by the Lansing Fire Chief OR HIS OR HER DESIGNEE in accordance with NFPA 30 FLAMMABLE AND COMBUSTIBLE LIQUIDS CODE, Department of Environmental Quality, and any other applicable code or standard recognized by the Fire Chief OR HIS OR HER DESIGNEE.

I.F.C. Section 3804.2 Maximum Capacity Within Established Limits is hereby deleted and a new section 3804.2 is added as follows:

The geographic limits in which the storage of liquefied petroleum gas is restricted for the protection of heavily populated or congested areas is to be determined by the Lansing Fire Chief OR HIS OR HER DESIGNEE in accordance with NFPA 58, THE LIQUEFIED PETROLEUM GAS CODE, the International MICHIGAN Mechanical Code, and any other applicable code or standard recognized by the Fire Chief OR HIS OR HER DESIGNEE. The aggregate capacity of any one installation shall not exceed a water capacity of 2,000 gallons (7570l).

Exception: In particular installations, this capacity limit shall be determined by the Fire CHIEF OR HIS OR HER DESIGNEE ~~Code Official~~, after consideration of special features such as topographical conditions, nature of occupancy, and proximity to buildings, capacity of proposed containers, degree of fire protection to be provided and capabilities of the local fire department.

I.F.C. CHAPTER 46, CONSTRUCTION REQUIREMENTS FOR EXISTING BUILDINGS, IS HEREBY AMENDED AS FOLLOWS:
SECTIONS 4601-4604 ARE DELETED AND REPLACED WITH THE FOLLOWING LANGUAGE:

CONSTRUCTION REQUIREMENTS FOR EXISTING BUILDINGS SHALL MEET THE REQUIREMENTS OF THE MICHIGAN BUILDING CODE ADOPTED IN CHAPTER 1420.

I.F.C. Chapter 45 47 Referenced Standards is hereby amended to include the following language:

Referenced standards shall be the most current publication or standard. The following appendices are hereby amended to include the following language:

Appendix B Fire Flow Requirements for Buildings

Section B105.2 Building Other Than One- and Two-family Dwellings is hereby amended to include the following language:

No supply shall be permitted using piping less than 8 inches in diameter.

Appendix D Fire Apparatus Access Roads

Section D101.1 Scope is hereby amended to include the following language:

Fire apparatus access roads shall be in accordance with this appendix, all other applicable requirements of the International Fire Code or as required by the Fire Chief OR HIS OR HER DESIGNEE.

APPENDIX I FIRE PROTECTION SYSTEMS-NONCOMPLIANT CONDITIONS UNDER SECTION I101.3, PARAGRAPH 3.1 IS HEREBY DELETED.

1610.025. Reserved.

1610.03. Violations.

(a) No person shall violate any of the provisions of this chapter or fail to comply therewith, or violate or fail to comply with any order or regulation made thereunder, or build in violation of any detailed specifications or plans submitted and approved thereunder, or violate the terms of any license or permit issued thereunder.

The imposition of one penalty for a violation of or noncompliance with any of the provisions of this chapter shall not excuse the violation or permit it to continue, and any person violating or failing to comply shall be required to correct or remedy such violation or noncompliance within a reasonable time. When not otherwise specified, a separate offense shall be deemed committed each day that prohibited conditions are maintained.

(b) The application of the penalty set forth in Section 1610.99 shall not be held to prevent the enforced removal or correction of prohibited conditions.

(c) Any of the requirements of this chapter specified for a certain section shall also apply to any other section in which the same condition, operation or hazard exists of a similar nature, whether or not specifically stated.

~~(d) The disregard of any order or directive and/or the noncompliance with any of the requirements of this chapter by any City licensed business or~~

individual shall constitute sufficient basis for the suspension or revocation of any City license.

1610.98. Issuance of municipal civil infraction citations and violation notices.

The Fire Marshal and all fire inspectors are hereby designated as the authorized City officials to issue municipal civil infraction citations (directing alleged violators to appear in court) or municipal civil infraction violation notices (directing alleged violators to appear at the Municipal Ordinance Violations Bureau) as provided in Chapter 203 of Part 4, Section 8 of these Codified Ordinances.

1610.99. Penalty.

(a) **Municipal civil infraction.** Whoever violates any of the provisions of this chapter, except Section 1610.02 (I.F.C. Section 511.4(h) Prohibited Parking; Citations), is responsible for a municipal civil infraction and shall be subject to the civil fine provided in Section 203.06 of these Codified Ordinances, plus costs and other sanctions, for each infraction. Repeat offenses shall be subject to increased fines as provided by Section 202.99(c)(2).

(b) **Civil fine.** A fire lane violation under Section 1610.02 (I.F.C. Section 511.4(h) Prohibited Parking; Citations) shall be subject to the civil fine provided in Part 4, Section 8 of these Codified Ordinances, plus costs and other sanctions, for each infraction.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions hereof are hereby repealed.

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof other than the part so declared to be invalid.

Section 4. This ordinance shall take effect on the 30th day after enactment, unless given immediate effect by City Council.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

- Reports from City Officers, Boards and Commissions:

a. Letters from the City Clerk:

i. Providing notice of the placement on file of the Comprehensive Development Agreement and four related documents for the Kewadin Grand River Casino Development project

REFERRED TO THE COMMITTEE OF THE WHOLE

ii. Submitting Minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

- Communications and Petitions, and Other City Related Matters:

a. Letter from Comcast Cable providing notice of service improvements

REFERRED TO THE TELECOMMUNICATIONS AND CABLE ADVISORY BOARD

MOTION OF EXCUSED ABSENCE

By Council Member Robinson

To excuse Council Members Houghton and Yorko from tonight's proceedings

Motion Carried

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS:

John Pollard of 1718 Blair St. spoke about various city matters.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

By Council Member Dunbar

To discharge the grant for flooding in the Burchfield area from the Committee of the Whole to the Committee on Public Services

Motion Carried

COUNCIL PRESIDENT JEFFRIES RECESSED THE MEETING AT 5:36 P.M. TO BE RECONVENED AT 7:00 P.M. TO RECEIVE MAYOR BERNERO'S 2012 STATE OF THE CITY ADDRESS

PRESIDENT JEFFRIES RECONVENED THE CITY COUNCIL MEETING AT 7:00 P.M. AND INTRODUCED MAYOR BERNERO WHO PRESENTED THE FOLLOWING STATE OF THE CITY ADDRESS:



Mayor Virg Bernero's
2012 State of the City Address

"Lansing: Believe it!"

Accident Fund National Headquarters
January 30, 2012

Thank you President Jeffries. I look forward to working with you, Vice President Dunbar, Clerk Chris Swope and all of your colleagues in the year ahead. I also want to welcome our newest colleague, First Ward Councilmember Jody Washington.

Thanks to the Accident Fund, our gracious hosts tonight, for allowing us to gather in this amazing space.

And I'm blessed to have my family with me here tonight: My better half, the love of my life, Teri Bernero, our daughters Kelly and Virginia, and my father, Mr. Guilio Bernero.

Distinguished guests, citizens of Lansing, the last few years have been a difficult journey for our state and our city. Yet even as an economic tsunami swept across the landscape of our state and city, we never stopped believing that Lansing would not only survive but thrive. We didn't take our foot off the gas, not for one minute.

And here we stand, strong, resolute and on the way up. The state of our city is good and getting better. We face challenges, but none stronger than our will and ability to overcome them. The evidence of our rebound is clear and convincing.

First – this just in – Lansing has just been named the Number One fastest-growing manufacturing region in the nation. We are Number One in the nation for growth not only in manufacturing, but also in the transportation and utilities sectors. The magic of manufacturing and its generous jobs multiplier is paying off for Lansing. Not only are we leading Michigan's comeback, we are leading the nation's economic recovery.

And the good news doesn't stop there. At 6.4 percent, the Lansing region's unemployment rate has dropped to its lowest level since 2008 – second lowest in the state and 2 points below the statewide average. Lansing is going back to work!

According to the U.S. Bureau of Economic Analysis, our GDP growth is ranked second in the state and one of just two regions in Michigan to rank in the top 50 nationally – ahead of Ann Arbor, ahead of Grand Rapids, ahead of Kalamazoo.

Home foreclosures are declining, and our housing market is on the rise – in fact, two weeks ago we were named one of just three improving housing markets in Michigan by the National Association of Home Builders.

Long-awaited economic development projects are poised for lift off, including the rebirth of the Knapp's Centre – one of Lansing's most historic and iconic buildings.

And the Red Cedar Renaissance will transform 12 acres of our old golf course into an exciting new development that will bring new investment and new jobs to Lansing. The remainder of the property will become a wonderful new public park with a series of waterways that will filter stormwater pollution to keep it out of our rivers.

And in case you haven't been paying attention – General Motors is back on top. You better believe it – the Number One car maker in the world!

Some called me the "angry mayor" a few years ago when I was fighting to save GM. But I am one happy and proud mayor today: Happy with the health of GM and proud of our dedicated and productive UAW workers who have put us back on the map.

GM is back in the driver's seat, the biggest and best car company in the world, gaining market share and building the best cars in the world, right

here in Lansing. If the naysayers had their way, the one millionth car would never have rolled off the line at Lansing Delta last year.

And it's going to get even better: GM is putting the finishing touches on a nearly \$200 million makeover of the Lansing Grand River assembly plant that will bring 600 new jobs. This summer, a new global production platform will start building the all-new 2013 Cadillac ATS.

I attended the world premier of this incredible vehicle. You saw it on your way into this building tonight. And folks, you better believe it – this new Caddy is one extraordinary driving machine. It's a marvel of technology, design and performance that's going to have GM's competitors believing it, too. Move over Mercedes, beat it BMW, the new standard of the world has arrived!

Tonight, we're joined by the general manager of Lansing Grand River and Lansing Delta, Scott Whybrew, and our great UAW partners Mike Green and Bill Reed, Presidents of Local 602 and 652 respectively. Will you gentlemen please stand and be recognized. You're building more than cars – you're building Lansing's hopes and dreams.

My friends, we didn't get where we are today by being timid or cautious about our prospects. GM wasn't saved by doubters; it was resurrected by true believers and by doers. This old building wasn't given new life by pessimists; it was revived because we all believed it was possible. We purposefully swung for the fences, when others would have been satisfied with a base hit.

One week ago today we announced an all-out effort to secure a tribal gaming facility for our downtown. The hurdles are great, but the rewards greater. We dare to dream big dreams for Lansing. With big dreams, come big expectations, big responsibilities and hard work. But dream big we do.

Are we rolling the dice? In a way, yes, but the numbers speak for themselves: \$245 million dollars in new investment, 2,200 good-paying jobs, and a \$400 million dollar impact on our local economy.

We're also taking the chance because we've negotiated an historic agreement with a great partner that will fully fund the Lansing Promise. The Promise is a 100% tuition guarantee that will allow every graduate of the Lansing School District to attend any public college or university in Michigan for four full years. Our program will be modeled after the game-changing Kalamazoo Promise that resulted in a 20% enrollment increase in the Kalamazoo Public Schools.

We've always known that a city is only as good as its schools, and good schools have a catalytic effect by bringing families back into the city and uplifting our neighborhoods. I'm proud to say that former Mayor David Hollister has agreed to lead this vital effort.

He'll be joined by Mark Alley, co-founder of the HOPE Scholarship program, Kellie Dean, the head of our Promise Zone program, and other community leaders. Together, they will help us chart the course to a more promising future for generations of Lansing children. Mayor Hollister is with us tonight, along with Superintendent Dr. T.C. Wallace and our new school board president Myra Ford. Will you all please stand and be recognized.

Speaking of great rewards, earlier this year we stood in front of this very building and cut the ribbon on a mid-Michigan miracle: The resurrection of this towering monument to Lansing's industrial past, and its amazing transformation into the new national headquarters of the Accident Fund Insurance Company of America.

The Accident Fund is celebrating its 100th Anniversary this year – every minute of it right here in Lansing – and with this grand stroke of genius, they'll be here for 100 years more. We're privileged to have some key members of the Accident Fund team here tonight. Will all of you please stand and be recognized.

It took a lot of good old-fashioned American ingenuity to pull off this architectural marvel, and we found that talent right here in Lansing. The Christman Company engineered an extraordinary feat – they literally opened up the roof over our heads, and beam by beam inserted a new office building inside this historic structure.

The Christman Company's Senior Vice President Jim Cash is with us tonight. Jim, thanks so much for all that you and the Christman team have done to power our city's comeback.

Despite their name, this project was no accident. It was a bold choice, a brilliant gamble by some very smart and savvy people, who took on a massive challenge in order to reach an even higher objective – to help restore the greatness of the urban core. That vision, that leadership, came straight from the top in the form of two extraordinary leaders – Blue Cross Blue Shield of Michigan President and CEO Dan Loepp and Accident Fund CEO Liz Haar.

Dan Loepp's commitment to rebuilding our cities is second to none. In Detroit and Grand Rapids and now in Lansing, he has led Blue Cross on a mission to make Michigan's cities the locomotive that pulls the rest of the train.

And when we got done with this project, Dan took the next step and filled the old Accident Fund headquarters down the street with more than 300 Blue Cross employees, bringing yet another new wave of investment, people and purchasing power to downtown Lansing. Dan, for your exceptional vision and your commitment to urban core cities - in particular Lansing - I am so pleased to present you with the Key to the City of Lansing.

Liz Haar's vision for a downtown riverfront campus for her growing company – a company that she could have taken anywhere in America – turned this project from a dream into a reality. Liz, without your leadership, we simply wouldn't be standing here tonight. For your tenacity and your commitment to the extraordinary public-private partnership that made this miracle happen, I'm delighted to present you with the Key to the City of Lansing.

Dan and Liz, you are proof positive that inspired leadership can guide great corporations to achieve results that are truly transcendent. And we're so proud to say, you're doing it right here in Lansing.

My friends, when you look out these windows you see a glorious vista of our capital city, but you can see beyond our borders to East Lansing, Lansing Township and beyond. And they can see this building, defining the Lansing skyline and helping to shape the future prosperity of people and communities across this region.

Seeing the whole picture, not just the individual parts, must be the basis for our understanding of regionalism. We know that a strong region starts with a strong and healthy core city and we're making that happen. But we're also making great strides in breaking down the barriers of turf and parochial concerns and outdated thinking that must be cleared away if we have any hope to become one of the great regions in America.

In the past year we didn't let petty parochialism or turf battles get in our way. We forged a landmark agreement with DeWitt Township to develop the Capital Region International Airport into an Aerotropolis – a powerful new magnet for economic growth that builds on our airport's efforts to become an international transportation hub.

We reached an historic compact with East Lansing to share Fire Chief Randy Talifarro while we embark on a regional fire service study. With the help of Michigan State University and funding from the Michigan Municipal League, we're developing a new blueprint for regional public safety efforts. Chief Talifarro, will you please stand and be recognized?

In the year ahead we will open our Joint 9-1-1 Dispatch Center – eliminating wasteful duplication while ensuring that Ingham County residents get the same top notch emergency services they have always

enjoyed.

We will work with Ingham County Sheriff Gene Wriggelsworth to find new ways to strengthen public safety and realize even more efficiencies, starting with our first-ever agreement to supplement road patrol in Lansing to make our city and our neighborhoods even safer. Sheriff, we look forward to continuing and expanding our great partnership with you.

Our district court judges are working together to forge a common sense path to dollars and cents savings in the administration of justice. Chief Judge Tom Boyd from the 55th District Court, Chief Judge Frank DeLuca from the 54A District Court, and Chief Judge Richard Ball from the 54B District Court are leading the way on this important initiative.

And we have bold new leadership at our regional economic development agency, the Lansing Economic Area Partnership – LEAP – in the person of Bob Trezise. Bob was the mastermind of our economic development strategy that resulted in this building and many others across Lansing gaining a new lease on life. Now he is retooling LEAP to focus on retaining and attracting new companies, new investment and new jobs for this region. Bob, please stand and take a bow.

The burdens of the nation's economic collapse fell heaviest on our most vulnerable citizens, and I am so grateful for those who have stepped up to help. Great works like our Mobile Food Pantry provided more than 180 tons of food to 18,000 Lansing area residents. Our wonderful partners in the faith community have worked harder than ever to sustain vital efforts like the Church of Greater Lansing Food Drop and the One Church, One Family Initiative.

I want to recognize especially Dr. Joan Jackson Johnson and Bishop David Maxwell, who have led our efforts. And thanks to each and every citizen of this region who has stepped up and stepped out to help your brothers and sisters in need.

While we should be proud of all these things, we still have work to do. It is time for all of us to rethink the way we provide essential public services in order to get the biggest bang for the buck. We have too much wasteful duplication, too many layers of bureaucracy – and too few resources to continue doing the same things the same way.

And we are compelled by new state revenue sharing rules to stop talking about it and start making it happen. The economic realities of our time demand that we take decisive action now.

We're making progress, but we are not out of the woods. There are more tough decisions ahead. If we fail to act now, if we bury our heads in the sand, our children and our children's children will pay the price for our foolishness. Unlike Flint, Pontiac and Benton Harbor who ignored the warning signs, we will not falter.

In the year ahead we will move forward with our Consolidated Garage project with the Lansing Board of Water and Light to realize economies of scale in the maintenance of our fleets. In March my budget proposal will outline significant consolidation of other city departments to end duplication and stretch our limited resources.

Whether we like it or not, city government must do less with less. We must fit the operations of city services within the money we have to spend on it. We have no choice but to live within our means.

Our employees have already made significant sacrifices, and I appreciate the work they do day-in and day-out to provide outstanding customer service to our residents. I also want to recognize my cabinet and my mayoral staff, who have truly stepped up to the plate under challenging circumstances. Will my cabinet, staff and city employees who are with us tonight please stand and be recognized. Thanks for all you do.

Greater efficiency is also important when it comes to energy conservation and renewable resources. In the coming year we will continue to work with our great partners at the Board of Water and Light to make Lansing

cleaner and greener.

Construction has begun on the nearly \$200 million dollar REO Town co-generation power plant – a state-of-the-art facility that will reduce our dependence on coal and cut greenhouse gas emissions in half.

And we will soon launch Live Green Lansing, a new initiative that will help Lansing residents and businesses save money and improve our environment by adopting green practices and affordable, energy-saving technologies.

Last year we launched a wildly successful pilot program to implement a cart-based recycling program. Most of our residents have used the small green bins to recycle. With our new approach, a wider range of recyclables will all go in a larger green cart on wheels.

The added convenience for our customers triples the volume of recyclable materials collected, while it reduces the solid waste stream that ends up in our landfills. Instead of paying to get rid of our solid waste, we actually earn money by selling recyclable materials. And our residents and businesses save money, too. This year we will take this program citywide.

In addition, we will implement a series of small-scale green energy technologies to determine their potential to be part of Lansing's clean energy future. We will start with a wind energy technology called Windstream—a micro-turbine that can be placed on top of buildings in the urban environment to generate electricity. And we'll check out every day green technologies that our residents can adopt in their own homes and businesses can use to improve their bottom line.

While we continue to innovate, we must also focus on the challenges our residents still face in these tough times. Our neighborhoods have been hit hard by the foreclosure crisis that has forced thousands of people from their homes. We've responded with an aggressive intervention – nearly \$25 million dollars in new investment through the federal Neighborhood Stabilization Program.

In partnership with the Ingham County Land Bank and the Obama Administration, our Planning and Neighborhood Development Department is literally reinventing Lansing neighborhoods by remodeling houses that can be saved, demolishing those that cannot be saved, and building new homes that will help reverse declining property values.

We have continued our efforts to transform abandoned buildings into focal points of neighborhood-based services. The new Marshall Street Armory Non-Profit Center is a blessing for Lansing's East Side. Thanks to the ingenuity and commitment of developer Pat Gillespie, this historic building has been preserved and repurposed for generations to come. And the new Neighborhood Empowerment Center on the campus of the School for the Blind offers neighbors a place to gather and tap the resources of numerous community organizations.

Strong neighborhoods are safe neighborhoods, and in 2012 we will continue to make public safety our number one priority. That will be made easier thanks to the voters' approval of a millage increase for police, fire safety and roads. With these additional resources, we will be able to maintain the best-trained, best-equipped police and fire departments in the region – and some of the best in the country. Any amount of crime is too much crime, so we must be vigilant, especially in tough economic times. The best weapon in fighting crime remains active and involved citizens. So we will continue to invest in our Neighborhood Watch and Business Watch programs to keep our neighborhoods strong and safe. Thanks to a \$2.4 million dollar federal grant, our School Resource Officers are back on the job keeping our kids safe and maintaining an academic environment where children can learn and achieve.

While the media tends to sensationalize crime, the long-term trends are clear -- violent crime continues to decline as it has for the past two decades. Last year, according to the FBI, violent crime was down 6

percent in Lansing. Despite layoffs, Lansing still has the second highest number of police officers per resident of any comparable city in this state. And we continue to have one of the largest and best full-service fire department in the state of Michigan.

While we can't eliminate the threat of crime, we can each take steps to keep our families and our community safe. If you don't belong to Neighborhood Watch or you don't have one in your area, please call me at 483-4141 and I'll get you connected to a safer future.

As Michigan emerges from the financial storm of the last few years, Lansing, its capital city, is standing strong and leading the way. We are leading because we didn't wait for the storm to pass, we worked right through it. While others chose to play it safe or just hold on for dear life, we in Lansing pressed on. We pressed, we prodded, we pushed and as a result we did more than persevere, we planted seeds – which now, as the storm clouds lift, are beginning to bear fruit.

As we tackle the challenges of 2012, I intend to bring the same tenacity, the same intensity, the same energy that brought us success thus far. We will continue to reform and demand that government move at the speed of business, rather than expecting business to slow to the pace of bureaucracy.

We will continue to jump hurdles that others throw up, pick up the pace when others slow down and dream big dreams while others scale back. We in Lansing will work harder, faster and smarter because that is what we are called to do.

Big dreams and the hard work that makes them come true is what Lansing is all about. It's what we do. It's who we are. We don't buckle under pressure, we produce. We don't break under stress, we innovate. Lansing is a city of doers - from our creation as the Capital City, to our rich automotive heritage, to the entrepreneurial spirit and true grit of our business leaders and residents today.

I know 2012 is going to be a great year for Lansing – you convinced me. You made me believe it. And together, we will take Lansing from good to great.

Thank you, good night, God bless you and God bless Lansing.

ADJOURNED TIME 7:30 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF FEBRUARY 6, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries.

PRESENT: Council Members Houghton, Jeffries, Quinney, Robinson, Washington, Wood

ABSENT: Council Members Dunbar (Arrived at 7:02 p.m.) and Yorko (Arrived at 7:11 p.m.)

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Robinson

To approve the printed Council Proceedings of January 23, 2012

Motion carried

SPECIAL CEREMONIES

• Special Ceremonies

1. Presentation; Blue Light Players' "Broadway Revue"

Council Member Dunbar arrived at the meeting at 7:02 p.m.

Dan Southwell spoke about the history of the Blue Light Players' work as well as its upcoming "Broadway Revue."

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS**

Council Member Yorko arrived at the meeting at 7:11 p.m.

Council Member Robinson announced the cancellation of the next 2nd Saturdays meeting for residents of the 3rd Ward as well as its upcoming March meeting. She also announced a community health fair at Lansing Community College, the Board of Water and Light's Dancing with the Starz event and Lansing Kappa Alpha Psi Foundation's 4th Annual Mardi Gras Masquerade Ball and Millionaire Party for Charity.

Council Member Quinney spoke about the Board of Water and Light's Dancing with the Starz event and wished Jessie Richardson and Kian Davis happy birthdays.

Council Member Wood announced Old Town Neighborhood's annual meeting, Moores Park and Old Everett Neighborhood meetings and the Bea Christy Awards Dinner.

City Clerk Swope spoke about absentee ballots and stated that the South Washington Office Complex is open to request and receive absentee ballots. He announced the Words and Afterwards event.

COMMUNITY EVENT ANNOUNCEMENTS

Richard Clement announced a petition signing event at Your Healthy Choice.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about the next Mobile Food Pantry event.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

- Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings.

William Hubbell of 3916 Wedgewood Dr. spoke about Mount Hope Church.

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #2012-013

BY COUNCIL MEMBER A'LYNNE ROBINSON
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Dr. Dave Williams is Pastor of Mount Hope Church and International Outreach Ministries headquartered in Lansing, Michigan; and

WHEREAS, during his thirty years, Pastor Williams has led the church from 226 members to over 4,000 members today; and

WHEREAS, the International Outreach Ministry campus comprises sixty acres in Delta Township, and includes a worship center, Bible Training Institute, children's center, youth and young adult facilities, Prayer Chapel, Global Prayer Center, and the Gilead Healing Center which includes a fitness center, care facilities, and a medical complex; and

WHEREAS, the mission of the Gilead Healing Center is to equip believers to minister to the sick as Jesus and his disciples did. Medical and osteopathic doctors, doctors of chiropractic and naturopathy, and licensed physical and massage therapists all work harmoniously with trained prayer partners to bring about miraculous healing for sick people from all over the United States; and

WHEREAS, under Pastor Williams' leadership, forty three daughter and branch churches have been successfully planted in the United States, the Philippines, Africa, and Asia. Notably, Mount Hope Church, with all its branches has approximately over 60,000 members; and

WHEREAS, Dr. Williams is Founder and President of Mount Hope Bible Training Institute, a fully accredited, church-based leadership institute for training ministers, church planters, and lay people to perform the work of the ministry; and

WHEREAS, he has authored 63 books including fifteen time best seller, "The New Life... The Start of Something Wonderful" which sold over 2 million books in eight languages, "The World Beyond: The Mysteries of Heaven and How to Get There, with over 100,000 copies sold, and his "Miracle Results of Fasting", which was an Amazon.com five-star top seller for two consecutive years; and

WHEREAS, Pastor Williams' articles and reviews have appeared in national magazines such as Advance, Pentecostal Evangel, Charisma, Ministries Today, Lansing Magazine, Detroit Free Press, World News, and others; and

WHEREAS, along with his wife, Mary Jo, he established the Dave and Mary Jo Williams Charitable Mission, a non-profit ministry providing scholarships to pioneer pastors and ministry students, as well as grants to inner-city children's ministries; and

WHEREAS, the Mount Hope Church will be hosting The Honor Celebration on Sunday, February 12, 2012 at 6:00 p.m. to honor and celebrate Pastor Dave and Mary Jo Williams for their 30 years of faithful dedication to their ministry;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to congratulate Pastor Dave Williams and his wife, Pastor Mary Jo on their 30th Anniversary in devoted ministry with the Mount Hope Church. We wish you continued success in all your future endeavors!

By Council Member Robinson

Motion Carried

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

Reports from City Officers, Boards and Commissions:

- a. Letters from the City Clerk:
 - i. Providing notice of the placement on file of the City of Lansing's General Fund Status Report for Fiscal Year 2012 2nd Quarter

REFERRED TO THE COMMITTEE OF THE WHOLE, REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- ii. Submitting Minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

- b. Letter(s) from the Mayor re:

- i. A request for a waiver of the Noise Ordinance in accordance with the provisions of Chapter 654 of the Code of Ordinances, filed by the Lansing Public Service Department to permit the contractor to work extended hours Monday through Friday from 8 p.m. to 10 p.m. and Saturdays from 8 a.m. to 5 p.m., while conducting construction activities in the Washington Avenue project area

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- ii. Brownfield Redevelopment Plan #55; Ballpark North

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- iii. Z-1-2012; A request by Lansing Future, LLC to rezone the property located between the Cooley Law School Stadium to the south, Shiawassee Street to the north, Cedar Street to the west and Larch Street to the east from "H" Light Industrial District to "G-1" Business District for a mixed use development (office, commercial, residential)

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- iv. SLU-1-2012; Special Land Use Permit - Parking Ramp, a request by Lansing Future, LLC to construct a parking ramp on property bounded by the Cooley Law School Stadium to the south, Shiawassee Street to the north, Cedar Street to the west and Larch Street to the east

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- v. Setting a Public Hearing for ACT-2-2012; the Acquisition and Disposition of Property for the Kewadin Grand River Casino Development

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

Communications and Petitions and Other City Related Matters:

- a. Letters from the State of Michigan Department of Treasury providing notice of issues in the auditing procedures report for:

- i. Lansing Brownfield Redevelopment Authority

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- ii. Lansing Tax Increment Finance Authority

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- b. Letter from Lansing for Cesar E. Chavez submitting a Community Funding Reporting Statement for its Tejano/Latino Music Extravaganza held September 10, 2011

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- c. Letter from Fair Share Coalition of Lansing submitting a Freedom of Information Act request

REFERRED TO THE CITY ATTORNEY AND REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

REMARKS BY COUNCIL MEMBERS

Council Member Yorko spoke about the noise waiver for the Saginaw St. Bridge project.

Council Member Robinson thanked Council Member Wood for submitting a copy of Lansing School District Administration Restructuring Recommendations and her synopsis of it.

President Jeffries spoke about a proposed joint meeting between the Lansing School Board and the Lansing City Council to discuss possible school closures.

Council Member Wood stated that Council Members Yorko and Washington's constituents should attend tomorrow's Committee on General Services at which the noise waiver for the Saginaw St. Bridge project will be discussed.

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS:

Jean Aikens of 1333 W. Shiawassee St. spoke in opposition to the proposed Kewadin Casino.

John Pollard of 1718 Blair St. spoke about various city matters.

William Hubbell of 3916 Wedgewood Dr. spoke in opposition to the proposed Kewadin Casino.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

David Lambert of 1023 S. Holmes St. spoke in opposition to the proposed Kewadin Casino.

Kathi Raffone of 1221 Muskegon Ave. spoke about various city matters.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

Richard Clement of 3200 Hepfer Rd. spoke about medical marihuana.

ADJOURNED TIME 8:05 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF FEBRUARY 13, 2012**

permitted to speak.

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries

PRESENT: Council Members Houghton, Jeffries, Quinney, Robinson, Wood

ABSENT: Council Members Dunbar, Washington, York

Council Member Wood asked people to remember Jack Gunther, who recently passed away, during the moment of Meditation. The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Robinson

To approve the printed Council Proceedings of January 30, 2012

Motion carried

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS:**

Council Member Quinney announced the Board of Water and Lights' Dancing with the Stars event.

Council Member Wood announced the League of Women Voters' 90th Anniversary, the Lansing School Board's restructuring meeting, a World Day of Social Justice event, and a fundraiser for the Black Child and Family Institute.

Council Member Houghton announced the Cavanaugh Park neighborhood meeting.

Council Member Robinson announced the Colonial Village and Lewton Rich neighborhood meetings.

City Clerk Swope spoke about absentee ballots and stated that the South Washington Office Complex is open to request and receive absentee ballots.

COMMUNITY EVENT ANNOUNCEMENTS

William Hubbell announced the Colonial Village neighborhood meeting.

Robert Ovalle spoke about a Cesar Chavez memorial.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, announced the next Mobile Food Pantry event.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings.

John Pollard of 1718 Blair St. spoke in opposition to the noise waiver for the Saginaw St. Bridge project and Z-5-2011.

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #2012-014

BY THE COMMITTEE ON DEVELOPMENT & PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, March 12, 2012, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

SLU-6-2011, 4312 S. ML King Jr. Blvd., Special Land Use Permit – Church

By Council Member Quinney

Motion Carried

RESOLUTION #2012-015

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission received a request from Corey's Holdings, LLC to transfer all stock in a 2011 Class C licensed business, located at 1511 S Cedar, Lansing, MI 48910, Ingham County, wherein Robert W. Corey, deceased stockholder, transfers 1,000 shares of stock to new stockholder, Corey Holdings, LLC; and

WHEREAS, the Committee on General Services met on February 7, 2012 to review the request with affirmative action taken;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the request from Corey's Holdings, LLC to transfer all stock in a 2011 Class C licensed business, located at 1511 S Cedar, Lansing, MI 48910, Ingham County, wherein Robert W. Corey, deceased

stockholder, transfers 1,000 shares of stock to new stockholder, Corey Holdings, LLC ;

BE IT FURTHER RESOLVED, the City Clerk is requested to notify the Michigan Liquor Control Commission of the action taken.

By Council Member Houghton

Motion Carried

THIS ITEM WAS NOT REPORTED FROM COMMITTEE

Advertisement; Lansing Kappa Alpha Psi Foundation's 4th Annual Mardi Gras Masquerade Ball and Millionaire Party for Charity

NO ACTION WAS TAKEN ON THIS ITEM

Waiver of the Provisions of the Noise Ordinance contained in Chapter 654 of the Code of Ordinances filed by the Michigan Department of Transportation to permit bridge construction work on the Saginaw Street (EB M-43) bridge over the Grand River on Saturdays from 7:00 a.m. to 6:00 p.m. and on Sundays from 9:00 a.m. to 6:00 p.m. to minimize inconvenience to the public and expedite the project

NO ACTION WAS TAKEN ON THIS ITEM

Fiscal Year 2011 Carryforwards

NO ACTION WAS TAKEN ON THIS ITEM

2011 Citizen Corps Program Grant Agreement- Earmarked for Community Emergency Response Team (CERT) program

NO ACTION WAS TAKEN ON THIS ITEM

2011 Homeland Security Grant Program Grant (HSGP) Agreement

ORDINANCES FOR INTRODUCTION

Council Member Quinney, Chair of the Committee on Development and Planning introduced:

An Ordinance of the City of Lansing providing for the rezoning of a parcel of real property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the Code of Ordinances

Property identified as: Z-4-2011, 400 Block, Liberty Street, rezoning from "C" Residential District to "F-1" Commercial District

The Ordinance was read by its title for a first time and referred to the Committee on Development and Planning

RESOLUTION #2012-016

BY THE COMMITTEE ON DEVELOPMENT & PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, March 12, 2012, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

Z-4-2011, 400 Block, Liberty Street, Rezoning from "C" Residential District to "F-1" Commercial District

By Council Member Quinney

Motion Carried

ORDINANCES FOR PASSAGE

An Ordinance of the City of Lansing providing for the rezoning of a parcel of real property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the Code of

Ordinances

Property identified as: Z-5-2011; 301 W. Lenawee St. and 526 Townsend St., rezoning the properties from "D-1" Professional Office District to "G-1" Business District

Was read a second time by its title and adopted by the following roll call vote:

Yeas: Council Members Houghton, Jeffries, Quinney, Robinson, Wood

Nays: None

ORDINANCE #2565

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification of the property described as follows:

Case Number: Z-5-2011
Address: 301 W. Lenawee Street & 526 Townsend Street
Parcel Number: PPN's: 33-01-01-16-379-061/-083
Legal Descriptions: Lots 1 through 4, Lots 9 through 12 & East 7 Rods of Lot 5 & West 3 Rods of North 3 Rods Lot 5; Block 147, Original Plat, City of Lansing, Ingham County, State of Michigan, from "D-1" Professional Office District to "G-1" Business District.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance was duly adopted by the Lansing City Council on February 13, 2012, and a copy is available in the office of the Lansing City Clerk, 9th Floor, City Hall, 124 W. Michigan Avenue, Lansing, MI 48933.

Section 4. This ordinance shall take effect upon the expiration of seven (7) days from the date this notice of adoption is published in a newspaper of general circulation.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

**REPORTS FROM CITY OFFICERS, BOARDS, AND
COMMISSIONS; COMMUNICATIONS AND
PETITIONS; AND OTHER CITY RELATED MATTERS**

By Council Member Robinson that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

• Reports from City Officers, Boards and Commissions:

- a. Letters from the City Clerk providing notice of the placement on file of:
 - i. Substantial Amendment to Action Plan (7/1/11-6/30/12) FOR Emergency Solutions Grant (ESG) funding

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- ii. Lansing Housing Commission 2012 Annual Plan Information

REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS

- iii. Minutes of Boards and Authorities

RECEIVED AND PLACED ON FILE

- b. Letter from Council Member Wood submitting a copy of Lansing School District Administration Restructuring Recommendations

REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS

- c. Letter(s) from the Mayor re:
 - i. Public Improvement V; Washington Avenue Reconstruction Project- Special Assessment Roll 381-PS # 85058

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- ii. Public Improvement V; Washington Avenue Reconstruction Project- Special Assessment Roll 081-PS # 85059

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- iii. Public Improvement V; Haag Road Reconstruction Project- Special Assessment Roll 391- PS # 75125

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- iv. Public Improvement V; Cedar Street Reconstruction Project-Special Assessment Roll 374- PS # 87075

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- v. Public Improvement V; Cavanaugh Road Reconstruction Project-Special Assessment Roll 389, Public Service # 68050

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

• Communications and Petitions and Other City Related Matters:

- a. Letters from the Lansing Economic Development Corporation in response to Letters from the State of Michigan Department of Treasury providing notice of issues in the auditing procedures report for:
 - i. Lansing Brownfield Redevelopment Authority

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- ii. Lansing Tax Increment Finance Authority

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- b. Letter from Nancy Mahlow of the Eastside Neighborhood Organization regarding public safety concerns related to the Sign Ordinance and businesses' window advertisements

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

MOTION OF EXCUSED ABSENCE

By Council Member Robinson

To excuse Council Members Dunbar, Washington and Yorko from tonight's proceedings

Motion Carried

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

Robert Ovalle of 2023 Park Ln., Delhi Twp., spoke about various city matters.

David Muylle of 124 Regent St. stated concerns with proposed school closings.

Jonathan Lum of 227 Custer Ave. stated concerns with proposed school closings.

John Pollard of 1718 Blair St. spoke about various city matters.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Douglas Siedelberg of 301 Ferguson St. stated concerns with proposed school closings.

Beth Monteith of 1445 Vine St. stated concerns with proposed school closings.

ADJOURNED TIME 7:48 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF FEBRUARY 20, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:02 p.m. by President Jeffries.

PRESENT: Council Members Houghton, Jeffries, Quinney, Robinson, Wood, York

ABSENT: Council Members Dunbar (Arrived at 7:04 p.m.) and Washington

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Robinson

To approve the printed Council Proceedings of February 6, 2012

Motion carried

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS**

Council Member Dunbar arrived at the meeting at 7:04 p.m.

Council Member Wood spoke about potential school closings in the Lansing School District and the 4th Annual Pastor Salute Luncheon.

Council Member Robinson announced the upcoming Churchill Downs neighborhood meeting, the Averille Elementary Cook-off and the Board of Water and Light's Dancing with the Starz event.

Council Member Wood stated that city income tax forms would be available at the downtown library by the end of the month.

President Jeffries announced community meetings regarding the Kewadin Grand River Casino project.

City Clerk Swope spoke about absentee ballots and stated that the South Washington Office Complex is open on Saturday to request and receive absentee ballots. He also stated that Saturday is the last day absentee ballots can be mailed out and that on Monday absentee ballots have to be cast in his office up until 4 p.m. He announced the public test of voting equipment and spoke about a forum on the shrinking middle class and about the recent Heritage Ball.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about the recent Mobile Food Pantry and announced the upcoming 4th Church of Greater Lansing food drop. He also spoke about several items on tonight's agenda including the setting of Public Hearings for the Kewadin Grand River Casino project.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings.

Bob Ruigh of 2209 Tulane Dr. stated concerns with the Kewadin Grand River Casino project.

William Hubbell of 3916 Wedgewood Dr. spoke about Meijer's decision to pull free publications from its stores.

John Pollard of 1718 Blair St. spoke in opposition to the noise waiver for the Saginaw Street Bridge project, the advertisement for Lansing Kappa Alpha Psi Foundation's 4th Annual Mardi Gras Masquerade Ball and Millionaire Party for Charity and the Kewadin Grand River Casino project.

Kathi Raffone 1221 Muskegon Ave. stated concerns with Meijer's decision to pull free publications from its stores and the Kewadin Grand River Casino project.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. stated concerns with Meijer's decision to pull free publications from its stores and the Kewadin Grand River Casino project.

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #2012-017

BY COUNCIL MEMBER BRIAN JEFFRIES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Meijer has announced it is discontinuing free publications throughout the chain at the end of the month due to the "the appearance of the display racks in the store"; and

WHEREAS, the Lansing City Council are staunch supporters of local businesses and work diligently to encourage citywide support from its residents and neighbors; and

WHEREAS, the following publications currently pay for placement of their newsletters in racks at the store and would be affected by Meijer's change in policy: The Lansing City Pulse, the New Citizens Press, and the Wheeler Dealer; and

WHEREAS, the City of Lansing and the neighboring municipalities have

used these publications to inform the community of important notices and issues; and

WHEREAS, this policy could have an adverse impact on thousands of residents who rely upon them for public notices from their local governing offices and surrounding municipalities;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, strongly encourages Meijer to change their policy and resume allowing publications to offer their free newspapers and promote the public notification process.

By Council Member Jeffries

To place an affirmative roll on the resolution

By Council Member Jeffries

To accept a substitute resolution from the one placed in the packet

Motion Carried

The question being the motion to place an affirmative roll on the resolution

Motion Carried

RESOLUTION #2012-018

BY COUNCIL MEMBER A'LYNNE ROBINSON
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Council Members are desirous of placing an advertisement in the 2012 Lansing Kappa Alpha Psi Foundation 4th Annual Mardi Gras Masquerade Ball & Millionaire Party for Charity; and

WHEREAS, the Council, in fiscal years prior to FY 12, has supported proper community events through promoting the Council pursuant to its Promotion Account; and

WHEREAS, Council Members propose to transfer funds from their FY 12 budgeted Officeholder Expenditure Accounts in City Council's Promotion Account for the purpose of placing an advertisement in the 2012 Lansing Kappa Alpha Psi Foundation 4th Annual Mardi Gras Masquerade Ball & Millionaire Party for Charity Souvenir Program Book to inform the community of officeholder contact information.

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves the following transfers:

\$12.50 from Council Member Kathie Dunbar's Officeholder Expenditure Account, # 101.112101.741229 into City Council's Promotion Account, # 101.112101.741200

\$12.50 from Council Member Tina Houghton's Officeholder Expenditure Account, # 101.112101.741236 into City Council's Promotion Account, # 101.112101.741200.

\$12.50 from Council Member Brian Jeffries's Officeholder Expenditure Account, # 101.112101.741227 into City Council's Promotion Account, # 101.112101.741200.

\$12.50 from Council Member Derrick Quinney's Officeholder Expenditure Account, # 101.112101.741231 into City Council's Promotion Account, # 101.112101.741200.

\$12.50 from Council Member A'Lynne Robinson's Officeholder Expenditure Account, # 101.112101.741234 into City Council's Promotion Account, # 101.112101.741200.

\$12.50 from Council Member Carol Wood's Officeholder Expenditure Account, # 101.112101.741223 into City Council's Promotion Account, #

101.112101.741200.

\$12.50 from Council Member Jody Washington's Officeholder Expenditure Account, # 101.112101.741237 into City Council's Promotion Account, # 101.112101.741200.

\$12.50 from Council Member Jessica Yorko's Officeholder Expenditure Account, # 101.112101.741235 into City Council's Promotion Account, # 101.112101.741200.

BE IT FINALLY RESOLVED that the City Council approves the expenditure of \$100.00 from the City Council's Account, # 101.112101.741200, for the placement of an advertisement in the 2012 Lansing Kappa Alpha Psi Foundation 4th Annual Mardi Gras Masquerade Ball & Millionaire Party for Charity Souvenir Program Book, which shall include contact information for each Council Member, including wards, email addresses, and telephone numbers.

By Council Member Robinson

Motion Carried

RESOLUTION #2012-019

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
BROWNFIELD PLAN #55
BALLPARK NORTH BROWNFIELD REDEVELOPMENT PLAN

WHEREAS, the Lansing Brownfield Redevelopment Authority has prepared and forwarded an approved Brownfield Plan pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, Public Act 381 of 1996, as amended, for property commonly referred to as the City of Lansing Central Garage and adjoining properties to the north located in the City of Lansing; and

WHEREAS, prior to Council's action on this request, it is necessary to hold a public hearing on the Plan, to allow for any resident, taxpayer or ad valorem taxing unit the right to appear and be heard;

WHEREAS, maps, plats, and a description of the brownfield plan are available for public inspection at the Lansing Economic Development Corporation, 401 South Washington Square, Suite 100, Lansing, MI 48933, and that all aspects of the brownfield plan are open for discussion at the public hearing.

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on March 12, 2012 at 7:00 p.m. on Brownfield Plan #55 – Ballpark North Brownfield Redevelopment Plan under the Brownfield Redevelopment Financing Act, for property situated near Cooley Law School Stadium to the south, E. Shiawassee Street to the north, Cedar Street to the west and Larch Street to the east, within the boundary more particularly described by parcel numbers:

33-01-01-16-276-002, 33-01-01-16-276-021, 33-01-01-16-276-031, 33-01-01-16-276-041, 33-01-01-16-276-191, 33-01-01-16-276-151, 33-01-01-16-276-161, 33-01-01-16-276-182, 33-01-01-16-276-050,

And that the City Clerk cause notice of such hearing to be published twice in a publication of general circulation, no less than 10 days or more than 40 days prior to the date of the public hearing, and that the City Clerk also cause the legislative body of each taxing unit levying ad valorem taxes on this property, to be notified of Brownfield Plan #55 – Ballpark North Brownfield Redevelopment Plan and the scheduled public hearing.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-020

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

ACT-2-2012; NOTICE OF PUBLIC HEARING

WHEREAS, the City of Lansing must hold a public hearing pursuant to Public Act 33 of 2008, the Planning Enabling Act, and city ordinance.

NOW, THEREFORE, BE IT RESOLVED that a public hearing be set for Monday, March 12, 2011, at 7:00 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 W. Michigan Avenue, Lansing, Michigan, for the purpose of approving or opposing authority to:

ACT-2-2012:

- Sell the current City Maintenance Garage parcel located at 312 North Cedar Street, Lansing, MI 48933, to Lansing Future, LLC.
- Sell the proposed Showcase Casino parcel, located to the northeast of the Lansing Center, to Lansing Future, LLC.
- Acquire by conveyance of the southern 10,166 square feet of the property located at the SW corner of N. Cedar and E. Shiawassee Streets, relocate of City Market Drive, and dedicate the relocated drive as public right of way.
- Develop an elevated parking ramp east of the Lansing Center building and south of the proposed Showcase Casino.
- Acquire by conveyance a right-of-way, approximately 90 feet in width, connecting N. Larch and N. Cedar Streets on the northern edge of Cooley Law School Stadium, and dedicate it as a public right of way.
- Acquire, dispose, or exchange any easements or air rights necessary to effectuate the transaction.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-021

BY THE COMMITTEE ON DEVELOPMENT & PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, March 12, 2012, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

SLU-1-2012: Special Land Use Permit, Parking Ramp, Property bounded by the Cooley Law School Stadium to the south, Shiawassee Street to the north, Cedar Street to the west and Larch Street to the east.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-022

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Michigan Department of Transportation has requested a waiver of the noise ordinance to permit bridge construction work on the Saginaw Street (EB M-43) bridge over the Grand River on Saturdays from 7:00 a.m. to 6:00 p.m. and on Sundays from 9:00 a.m. to 6:00 p.m. to minimize inconvenience to the public and expedite the project;

WHEREAS, the Michigan Department of Transportation has requested a waiver of the noise ordinance to permit nighttime casting of concrete from

8:00 p.m. to 7:00 a.m. between mid-July and mid-August 2012 to improve concrete curing and expedite the project;

WHEREAS, a public hearing was held on Monday, January 9, 2012 in consideration of the request for an issuance of the waiver and the majority of those that spoke supported the request.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, grants the request from the Michigan Department of Transportation for a waiver of the noise ordinance to permit bridge construction work on the Saginaw Street (EB M-43) bridge over the Grand River on Saturdays from 7:00 a.m. to 6:00 p.m. and Sundays from 9:00 a.m. to 6:00 p.m. to minimize inconvenience to the public and expedite the project;

BE IT FINALLY RESOLVED THAT that the Lansing City Council, hereby, grants the request from the Michigan Department of Transportation for a waiver of the noise ordinance to permit nighttime casting of concrete from 8:00 p.m. to 7:00 a.m. between mid-July and mid-August 2012 to improve concrete curing and expedite the project.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-023

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

That the following remaining balances as of 6/30/2011 be reappropriated in Fiscal Year FY2011/2012 in the accounts indicated:

Account	Departm ent/Fund	PO #	Account/Vendor Name	Descripti on	Encumbered (Outstanding Purchase Orders)	Unencu mbered
GENERAL FUND						
101.3432 01.70310 3 00000	Police		SPECIAL OVERTIME	Donation Account		5,705.33
101.3432 01.74183 0 00000	Police		DONATIONS/C ONTRIBUTION S	Donation Account		962.75
101.3432 01.74183 2 00000	Police		DONATIONS- GUN BUY BACK	Donation Account		267
101.3432 01.74183 3 00000	Police		DONATIONS- GANG RESISTANCE	Donation Account		3,400.00
101.3432 01.74183 4 00000	Police		PRINTS FOR LIFE	Donation Account		1,000
101.3435 01.74183 0 00000	Fire		DONATIONS/C ONTRIBUTION S	Donation Account		24,794
101.3337 10.96012 0 00000	Human Services Agencies		HUMAN SERVICES DISCRETIONA RY	Human Services Ordinanc e		32,111
101.3337 10.96020 5 00000	Human Services Agencies		GRANT MATCH FUND	Human Services Ordinanc e		30,492
101.3337 20.96023 7 00000	Human Services Agencies		YOUTH RFP	Human Services Ordinanc e		43,070
101.3337 20.96031 3 00000	Human Services Agencies		MSU PAS	Human Services Ordinanc e		20,000
101.3337 20.96030 4 00000	Human Services Agencies		KIDS CAFE AFTER SCHOOL NUTRITI	Human Services Ordinanc e		172
101.3337 30.96030 6 00000	Human Services Agencies		PROJECT HOMELESS CONNECT	Human Services Ordinanc e		2,235

General Fund Total				Parking Fund Total			

(32) months

WHEREAS, The State of Michigan award of \$25,245.00 requires no local match or additional funding; and

WHEREAS, The CCP grant will support Region one with funding for Planning, exercising, training, and equipment for the Community Emergency Response Team program (CERT); and

NOW, THEREFORE, BE IT RESOLVED, The Lansing City Council approves acceptance of the CCP grant in the total amount of \$25,245.00 for the grant period beginning September 1, 2011 and ending May 30, 2014 to fund Region One CERT program projects in accordance with federal grant guidelines.

BE IT FINALLY RESOLVED, The Administration is authorized to create appropriate accounts and to make the necessary operating transfers for the expenditure and control of the balance of the grant funds.

By Council Member Robinson

Motion Carried

RESOLUTION #2012-025

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, The Lansing Office of Emergency Management, as Region One Fiscal agent, receives recurring Homeland Security grants, the current grant being the FY 2011 Homeland Security Grant Program Grant (HSGP); and

WHEREAS, The HSGP grant is a pass through grant from the State of Michigan and is awarded to eight Emergency Management Regions with in the State of Michigan; and

WHEREAS, The HSGP grant is designed to provide federal funds to the sub grantee for the purpose of planning, exercising, training and purchasing equipment based on homeland security guidelines; and

WHEREAS, The HSGP awards \$1,490,484.00 for the duration of Thirty three (33) months

WHEREAS, The State of Michigan award of \$1,490,484.00 requires no local match or additional funding; and

WHEREAS, The HSGP grant will support Region one with funding for Planning, exercising, training, and equipment; and

NOW, THEREFORE, BE IT RESOLVED, The Lansing City Council approves acceptance of the HSGP grant in the total amount of \$1,490,484.00 for the grant period beginning September 1, 2011 and ending May 30, 2014 to fund Region One approved projects in accordance with federal grant guidelines.

BE IT FINALLY RESOLVED, The Administration is authorized to create appropriate accounts and to make the necessary operating transfers for the expenditure and control of the balance of the grant funds.

By Council Member Robinson

Motion Carried

ORDINANCES FOR INTRODUCTION

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by providing for the rezoning, with conditions, of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the Code for property located at:

Z-1-2012, Property bounded by Cooley Law School Stadium to the south, Shiawassee Street to the north, Cedar Street to the west and Larch Street to the east, Rezoning from "H" Light Industrial District to "G-1" Business District

was introduced by Council Member Quinney, read a first time by its title and referred to the Committee on Development and Planning.

RESOLUTION #2012-026

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
BY THE COMMITTEE ON DEVELOPMENT & PLANNING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, March 12, 2012, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

Z-1-2012, Property bounded by Cooley Law School (Lugnuts) Stadium to the south, Shiawassee Street to the north, Cedar Street to the west and Larch Street to the east, Rezoning from "H" Light Industrial District to "G-1" Business District

Interested Persons are invited to attend this Public Hearing

By Council Member Quinney

Motion Carried

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

Reports from City Officers, Boards and Commissions:

- a. Letter(s) from the Mayor re:
 - i. Providing notice of the withdrawal of all pending nominations to City Boards and Commissions

RECEIVED AND PLACED ON FILE

- ii. Transfer of Funds; Infrastructure Fund, Riverfront Dock – Adado Park

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- iii. Transfer of Funds; Community Development Block Grant (CDBG) Funds; Single Family Housing Rehabilitation

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE

INTERNAL AUDITOR

- Communications and Petitions and Other City Related Matters:
 - a. Letter from Lansing Kappa Alpha Psi Foundation requesting sponsorship of its 4th Annual Mardi Gras Masquerade Ball and Millionaire Party for Charity

RECEIVED AND PLACED ON FILE

- b. Letter from A. Philip Randolph Institute requesting sponsorship for its 12th Annual Role Model Celebration

REFERRED TO THE COMMITTEE OF THE WHOLE

MOTION OF EXCUSED ABSENCE

By Council Member Wood

To excuse Council Member Washington from tonight's proceedings

Motion Carried

**REMARKS BY THE MAYOR
OR EXECUTIVE ASSISTANT**

Randy Hannan, Executive Assistant to Mayor Bernero, stated that the Washington Ice Dome was decommissioned.

Council Member Wood asked was someone paid to take the dome and Randy Hannan stated that he would have to gather that information and report at a later date.

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

Clarence Walker of 1210 W. Michigan Ave. spoke about government.

Queen Darlene Rhodes of 57236 Pine Ridge, Haslett, spoke about Black history.

John Pollard of 1718 Blair St. spoke about various city matters.

Kathi Raffone of 1221 Muskegon Ave. spoke about various city matters.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

President Jeffries asked Randy Hannan to provide a City TV schedule of City Council and Committee of the Whole meetings.

Council Member Robinson asked Randy Hannan to look into issues related to the streaming on the internet of City Council Meetings.

ADJOURNED TIME 8:20 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF FEBRUARY 27, 2012**

Jane Smith spoke about activities during National Women in Construction Week.

Council Member Wood stated that her sister was a founding member of the local chapter of Women in Construction.

2. Mayor's Hometown Hero Awards; Lecio Rivera, Shawn Tate II and Anthony Kreiner

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about Anthony Kreiner's heroics in saving a potential drowning victim. He also stated that Lecio Rivera and Shawn Tate II alerted neighbors to a burning house in the area and avoided disaster.

Fire Chief Talifarro expressed his appreciation to the three young men on their quick actions.

Fire Marshal Drury presented Lecio Rivera and Shawn Tate II with certificates and invited them to lunch at a fire station.

Lecio Rivera thanked his parents and school for teaching him how to respond to a fire.

Shawn Tate II stated that he loves his family.

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS**

Council Member Wood announced closing events for Black History Month, Blue Light Players' fundraising play and Middle School Girls Math and Science Day.

Council Member Quinney announced the Dancing with the Starz event.

Council Member Washington announced the Eastside Neighborhood Organization's Souper event and her first 1st Ward meeting.

Council Member Yorke announced an event regarding the Affordable Healthcare Act.

Council Member Robinson announced a Black History program at Cooley Law School, the 2nd Annual White Rose Gala, the Kappa Alpha Psi Masquerade Ball and the next Coachlight Commons neighborhood meeting.

President Jeffries stated that Meijer has postponed the pulling of racks for free publications at their stores in the greater Lansing and Greater Detroit area and announced a meeting regarding the Kewadin Grand River Casino project.

City Clerk Swope spoke about the Souper event and spoke about tomorrow's Presidential Primary Election.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries

PRESENT: Council Members Dunbar, Jeffries, Quinney, Robinson, Washington, Wood, Yorke

ABSENT: Council Member Houghton (Arrived at 7:20 p.m.)

Randy Hannan, Executive Assistant to Mayor Bernero asked people to remember members of Lansing's Burundi community, who recently passed away, during the moment of Meditation. The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunbar

To approve the printed Council Proceedings of February 13, 2012

Motion carried

CONSIDERATION OF LATE ITEMS

By Vice President Dunbar

To suspend City Council Rule #9 to allow for Consideration of Late Items

Motion carried

Council Member Houghton arrived at the meeting at 7:02 p.m.

The following items were added to the agenda:

1. Letter from the City Clerk submitting a request from Jan Barker/Roger Bonney for a public display of fireworks in the City of Lansing at Cooley Stadium Lugsnuts Fireworks site located at 505 E. Michigan Ave. to be held on March 10, 2012 for the Girl Scouts Heart of Michigan 100th Anniversary Celebration

SPECIAL CEREMONIES

• Special Ceremonies

1. Mayoral Presentation; In recognition of National Women in Construction Week

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about National Women in Construction Week.

Melanie Myers spoke about the Michigan chapters of Women in Construction and about National Women in Construction Week.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about the recent auto accident that took the lives of members of Lansing's Burundi community.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

- Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings.

John Pollard of 1718 Blair St. spoke in opposition to the Transfer of Funds for A. Philip Randolph Institute and the Noise Waiver for the Washington Ave. project area.

LEGISLATIVE MATTERS**CONSENT AGENDA**

By Council Member Dunbar

To approve all items on the Consent Agenda.

Council Member Wood asked that items 1a, 1b, and 2a be removed from the Consent Agenda.

There were no items remaining on the Consent Agenda for approval.

RESOLUTIONS**RESOLUTION #2012-027**

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Kevin Collins (Optimal Staffing Solutions) sought to eliminate special assessment of \$618.50 for Board Up and all associated penalties and interest on the property tax bill of 110 N. Verlinden Ave, Lansing, Michigan 48915; and

WHEREAS, the Committee on General Services met on February 21, 2012 to review the claim appeal and further reviewed an approval recommendation from Code Compliance;

NOW, THEREFORE, BE IT RESOLVED that the City Council, hereby, grants the claim filed by Kevin Collins (Optimal Staffing Solutions) on special assessment of \$618.50 for Board Up and all associated penalties and interest on the property tax bill of 110 N. Verlinden Ave, Lansing, Michigan 48915:

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-028

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City of Lansing Department of Public Service will be

reconstructing Washington Avenue from Malcom X (Main) Street to Barnes Avenue, including South Street west of Washington Avenue and Malcolm X Street from Capitol Avenue to Washington Avenue; and

WHEREAS, the City of Lansing Department of Public Service is requesting a waiver of the noise ordinance to help expedite construction in the Washington Avenue project area; and

WHEREAS, performing construction outside of normal business hours will allow for better service to the local businesses by minimizing the disruption during regular business hours; and

WHEREAS, road construction for the Washington Avenue project area will start in April of 2012 and continue into 2013, with streetscape construction occurring in 2013; and

WHEREAS, the City of Lansing Public Service Department recommends that the contractor be permitted to work extended hours Monday through Friday from 8:00 PM to 10:00 PM and Saturdays from 8:00 AM to 5:00 PM, while conducting construction activities for the Washington Avenue project area;

NOW THEREFORE BE IT RESOLVED that a public hearing be held on Monday, April 02, 2012, at 7:00 PM in the City of Lansing Council Chambers, 124 W. Michigan, in consideration of the request for issuance of a waiver of the noise ordinance to permit the contractor to work extended hours Monday through Friday from 8:00 PM to 10:00 PM and Saturdays from 8:00 AM to 5:00 PM, while conducting construction activities in the Washington Avenue project area.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-029

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Council Members are desirous of placing an advertisement in the 2012 A. Philip Randolph Institute (A.P.R.I.) 12th Annual Role Model Celebration Souvenir Booklet; and

WHEREAS, the Council, in fiscal years prior to FY 12, has supported proper community events through promoting the Council pursuant to its Promotion Account; and

WHEREAS, Council Members propose to transfer funds from their FY 12 budgeted Officeholder Expenditure Accounts in City Council's Promotion Account for the purpose of placing an advertisement in the 2012 A. Philip Randolph Institute (A.P.R.I.) 12th Annual Role Model Celebration Souvenir Booklet to inform the community of officeholder contact information.

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves the following transfers:

\$25.00 from Council Member Kathie Dunbar's Officeholder Expenditure Account, # 101.112101.741229 into City Council's Promotion Account, # 101.112101.741200

\$25.00 from Council Member Tina Houghton's Officeholder Expenditure Account, # 101.112101.741236 into City Council's Promotion Account, # 101.112101.741200.

\$25.00 from Council Member Brian Jeffries's Officeholder Expenditure Account, # 101.112101.741227 into City Council's Promotion Account, # 101.112101.741200.

\$25.00 from Council Member Derrick Quinney's Officeholder Expenditure Account, # 101.112101.741231 into City Council's Promotion Account, # 101.112101.741200.

\$25.00 from Council Member A'Lynne Robinson's Officeholder Expenditure Account, # 101.112101.741234 into City Council's Promotion Account, # 101.112101.741200.

\$25.00 from Council Member Carol Wood's Officeholder Expenditure Account, # 101.112101.741223 into City Council's Promotion Account, # 101.112101.741200.

\$25.00 from Council Member Jody Washington's Officeholder Expenditure Account, # 101.112101.741237 into City Council's Promotion Account, # 101.112101.741200.

\$25.00 from Council Member Jessica Yorko's Officeholder Expenditure Account, # 101.112101.741235 into City Council's Promotion Account, # 101.112101.741200.

BE IT FINALLY RESOLVED that the City Council approves the expenditure of \$200.00 from the City Council's Account, # 101.112101.741200, for the placement of an advertisement in the 2012 A. Philip Randolph Institute (A.P.R.I.) 12th Annual Role Model Celebration Souvenir Booklet, which shall include contact information for each Council Member, including wards, email addresses, and telephone numbers.

By Council Member Dunbar

Motion Carried

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

- Reports from City Officers, Boards and Commissions:

- a. Letters from the City Clerk:
 - i. Submitting a report of Board, Authority and Commission Term Expirations and Commissions Vacancies

REFERRED TO THE COMMITTEE OF THE WHOLE

- ii. Providing notice of the placement on file of the Downtown Lansing, Inc. 2010/2011 Annual Report

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- iii. Submitting a request from Jan Barker/Roger Bonney for a public display of fireworks in the City of Lansing at Cooley Stadium Lugnuts Fireworks site located at 505 E. Michigan Ave. to be held on March 10, 2012 for the Girl Scouts Heart of Michigan 100th Anniversary Celebration

*SUSPENSION ITEM – REFERRED TO THE COMMITTEE ON GENERAL SERVICES

b. Letter(s) from the Mayor re:

- i. Appointment of Kevin O'Malley to the Lansing Economic Development Corporation//Tax Increment Finance Authority/Lansing Brownfield Redevelopment Authority Board of Directors for At-Large Terms to Expire February 28, 2016

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- ii. Grant Application; Michigan Department of Transportation, Local Bridge Program Funding

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- Communications and Petitions and Other City Related Matters:

- a. Letter from Fair Share Coalition of Lansing submitting a copy of a Freedom of Information Act (FOIA) denial and related documents

REFERRED TO THE COMMITTEE ON WAYS AND MEANS

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS:

John Pollard of 1718 Blair St. spoke about various city matters.

Kathi Raffone of 1221 Muskegon Ave. spoke about various city matters.

Stan Shuck of 818 Cooper Ave. spoke about various city matters.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

ADJOURNED TIME 7:55 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF MARCH 5, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries

PRESENT: Council Members Dunbar, Houghton, Jeffries, Quinney, Washington, Wood, Yorke

ABSENT: Council Member Robinson (Arrived at 7:03 p.m.)

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunbar

To approve the printed Council Proceedings of February 20, 2012

Motion carried

SPECIAL CEREMONIES

• Special Ceremonies

1. Tribute; In recognition of Ira Ginsburg upon his retirement from Sparrow Health System

Council Member Washington spoke about Ira Ginsburg's dedication to Lansing, especially the east side.

Council Member Robinson arrived at the meeting at 7:03 p.m.

City Clerk Swape read the following resolution:

RESOLUTION #2012-030

BY COUNCIL MEMBER JODY WASHINGTON

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Ira R. Ginsburg graduated in 1966 from Michigan State University where he earned a Bachelor of Science degree; and

WHEREAS, Ira and his wife Deborah have five grown children raised in the Greater Lansing community; and

WHEREAS, Mr. Ginsburg began his career in 1965 serving the Sparrow Health System in a variety of positions always demonstrating compassion and respect for the people he worked with and those using the Sparrow facilities; and

WHEREAS, for the first thirty years of his career Ira was responsible for the Business Office, Patient Financial Services and Admitting; and

WHEREAS, in 1995 Mr. Ginsburg was promoted as Vice President and was primarily responsible for the planning and development of all the facilities within the Sparrow Health System; and

WHEREAS, along with his responsibilities with Sparrow Health System, Ira serves on the Board of two non-profit organizations, and is the immediate past chair of the Capital Area Humane Society and is also the current Secretary of the Specialty Hospital Board; and

WHEREAS, in 2003 Ira Ginsburg was named Senior Vice President of Operations at Sparrow Health System where he served forty-seven years faithfully and with great integrity until his retirement on March 2, 2012; and

WHEREAS, Ira has worked diligently over the years with community organizations that encompass the East side helping to create a coalition of business and the community together supporting the efforts of each for the betterment of the Lansing area;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to congratulate Ira R. Ginsburg on the forty-seven years of successful professional contributions to the Sparrow Health System organization and the many accomplishments he has helped to make in the Lansing community. Best wishes for continued success in your retirement.

By Council Member Washington

Motion Carried

Ira Ginsburg stated that it was with great honor that he accepts the resolution. He spoke about his work with the City of Lansing.

Chad Gamble, on behalf of Mayor Bernero, spoke about the Public Service Department's relationship with Ira Ginsburg.

Council Member Yorke spoke about working with Ira Ginsburg on an art project.

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS**

Council Member Washington announced the next Holmes St. School neighborhood meeting, a gardener's roundtable, the Allen Senior Discovery Group meeting and a Baker-Donora neighborhood meet and greet event.

Vice President Dunbar spoke about an art project at the south side Lowe's.

Council Member Wood spoke about the Eastside Neighborhood Organization's Spring Souper event. She announced an insuring collective bargaining rights rally and spoke about absentee voters.

Council Member Yorke announced a film festival competition, a community organizing workshop and the Downtown Neighborhood Association's next meeting.

Council Member Robinson announced the Board of Water and Light's Dancing with the Starz event, the next 2nd Saturday's meeting for residents of the 3rd Ward and she congratulated the Michigan State Spartans and Michigan Wolverines for sharing the Big Ten basketball title.

President Jeffries announced the next community meeting regarding the

proposed Kewadin Grand River Casino.

City Clerk Swope spoke about the Eastside Neighborhood Organization's Souper event. He stated that he will be a celebrity bartender at the Board of Water and Light's Dancing with the Starz event.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Chad Gamble, acting Executive Assistant to Mayor Bernero, announced the Girl Scouts' 100th Anniversary celebration. He spoke about the current construction season, downtown cafes, the installation of bike racks downtown and the accident victims from Burundi.

LEGISLATIVE MATTERS

CONSENT AGENDA

By Council Member Dunbar

To approve all items on the Consent Agenda.

Council Member Wood asked that items 1a, and 3a be removed from the Consent Agenda.

There were no items remaining on the Consent Agenda for approval.

RESOLUTIONS

RESOLUTION #2012-031

BY COUNCIL PRESIDENT BRIAN JEFFRIES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City of Lansing, the City of Flint, and the City of Grand Rapids desire to pool paper-filed city income tax returns to provide a volume of processing work needed to engage the services of a contractor to receive, scan, collect return data and image city paper-filed income tax returns and payments; and

WHEREAS, the City of Lansing, the City of Flint, and the City of Grand Rapids currently collaborate with the deployment of a common income tax form that is utilized by developers of computerized income tax preparation software programs used by taxpayers to prepare their city income tax returns;

NOW, THEREFORE, BE IT RESOLVED that, upon approval as to form by the City Attorney, the Mayor is authorized to execute a contract between the City of Lansing, the City of Flint, and the City of Grand Rapids for the pooling of paper-filed city income tax returns and joint oversight of a contractor relative to processing.

By Council Member Jeffries

Motion Carried

RESOLUTION #2012-032

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City Clerk has forwarded an application for a City Permit, which has been routinely processed without objection, and is ready for final action by this Council; and

WHEREAS, all required signatures have been obtained supporting the application for a fireworks display permit;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the application for a City Permit as follows:

FIREWORKS DISPLAY PERMIT:

Jan Barker/Roger Bonney for a public display of fireworks in the City of Lansing at Cooley Stadium Lugnuts Fireworks site located at 505 E. Michigan Ave. to be held on March 10, 2012.

By Council Member Houghton

Motion Carried

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

• Reports from City Officers, Boards and Commissions:

a. Letters from the City Clerk:

i. Submitting licensing requests from:

1. Lucky's Hole in the Wall, LLC's to Transfer Ownership of 2011 Class C Licensed Business with Dance-Entertainment Permit, located at 400-402 Baker St. from Octavio's B & G, LLC to Lucky's Hole in the Wall, LLC

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. CDDM Corporation to Transfer All Stock in 2011 Class C licensed business with Dance-Entertainment Permit, & Topless Activity Permit, located at 5910 S Pennsylvania Ave. wherein Derek Wroblewski transfers 60,000 shares of stock to new stockholder, FG Lansing 2, LLC

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

3. Gone Wired Café, LLC, for a New Class C License, issued under MCL 436.1521a (1)(b) with Dance-Entertainment Permit to be located at 2021 East Michigan Ave.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- ii. Providing notice of the placement on file of Minutes of Boards and Authorities

RECEIVED AND PLACED ON FILE

- b. Letter(s) from the Mayor re:
 - i. Intergovernmental Agreement between the cities of Lansing, Grand Rapids, and Flint for Income Tax Processing

RECEIVED AND PLACED ON FILE

- Communications and Petitions and Other City Related Matters:
 - a. Letter from Capital Area Women's Lifestyle Magazine requesting sponsorship of its 80s Flashback Fundraiser

REFERRED TO THE COMMITTEE OF THE WHOLE

- b. Letter from Donna and Bill Cote of 1633 Alpha St. in opposition to the Kewadin Grand River Casino Development

REFERRED TO THE COMMITTEE OF THE WHOLE

- c. Letter from Dottie Berzins of 1810 Boston Blvd. stating concerns in the City of Lansing

REFERRED TO THE COMMITTEE OF THE WHOLE

- d. Letter from John Pollard of 1718 Blair St. submitting an alleged Charter violation

REFERRED TO THE COMMITTEE OF THE WHOLE AND REFERRED TO THE CITY ATTORNEY

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

Alfonso Salas of 3705 W. Jolly Rd. spoke about the hiring of Hispanics by the City of Lansing.

Kathi Raffone of 1221 Muskegon Ave. spoke about various city matters.

John Pollard of 1718 Blair St. spoke about various city matters.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

William Hubbell of 3916 Wedgewood Dr. spoke about the recent Presidential Primary Election.

ADJOURNED TIME 8:23 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF MARCH 12, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:02 p.m. by President Jeffries.

PRESENT: Council Members Dunbar (Left at 9:39 p.m.), Jeffries, Quinney, Robinson, Washington, Wood, Yorko

ABSENT: Council Members Houghton (Arrived at 7:08 p.m.)

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunbar

To approve the printed Council Proceedings of February 27, 2012

Motion carried

SPECIAL CEREMONIES

• Special Ceremonies

1. Mayoral Presentation; In recognition of National Nutrition Month

Council Member Houghton arrived at the meeting at 7:08 p.m.

Mayor Bernero had the dietitians present introduce themselves and spoke about the importance of nutrition. He read the following proclamation:

WHEREAS: It is a distinct pleasure for the City of Lansing to join with the Lansing Dietetic Association, the Michigan Dietetic Association and the Academy of Nutrition and Dietetics to raise awareness and celebrate National Nutrition Month; and

WHEREAS: Food is the substance by which life is sustained. The type, quality and amount of food that individuals consume each day plays a vital role in their overall health and physical fitness; and

WHEREAS: There is a need for continuing nutrition education and a wide-scale effort to enhance good eating practices; and

WHEREAS: It is important to bring awareness to the importance of nutrition in the lives of Lansing's citizens. Eating well and being active enhances health and decreases medical cost and can overall make for a happier and healthier community; and

WHEREAS: By recognizing the Lansing Dietetic Association, the Michigan Dietetic Association and the Academy of Nutrition and Dietetics, we acknowledge the efforts of these nutrition professionals and their advocacy organizations that help bring awareness to the importance of nutrition. Educating the public will foster healthy eating habits by promoting open dialogue about nutritional information and well being.

NOW, THEREFORE, I, VIRG BERNERO, Mayor of the City of Lansing,

by the power vested in me do hereby proclaim the month of March 2012 as:

"National Nutrition Month"

in Lansing. I encourage residents to join with me in the campaign and become concerned about their nutrition and the nutrition of family members and friends in the hope of achieving optimum health for today and well into the future.

President Jeffries spoke about the importance of good nutrition.

Teresa Zwemer spoke about National Nutrition Month.

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS:**

Council Member Wood announced the Cavanaugh Park, the Lewton-Rich, and the A. Philip Randolph birthday celebration event.

Council Member Quinney spoke about the Board of Water and Light's Dancing with the Starz event. He wished his granddaughter a happy birthday.

Council Member Houghton announced Old Everett Neighborhood Association's meeting.

Council Member Wood announced the Black Child and Family Institute's Partnership of Hope, Care and Love event and an event held by Northwest Initiative.

Council Member Washington announced the Groesbeck Neighborhood meeting.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Mayor Bernero announced the next Mobile Food Pantry event. He spoke about the Kewadin Grand River Casino Development.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

1. In consideration of SLU-6-2011; 4312 S. Martin Luther King, Jr. Blvd., a request from Redeemed Christian Church of God, Freedom Hall to utilize the property at 4312 S. Martin Luther King, Jr. Blvd. for a church

2. In consideration of Z-4-2011; 400 Block of Liberty St., a request by Speedway, LLC to rezone three parcels of land at the southwest corner of Liberty and N. Cedar Street from "C" Residential District to "F-1" Commercial District to provide additional land for the redevelopment of the Speedway Gasoline Station at 1201 N. Cedar Street
3. In consideration of Brownfield Redevelopment Plan #55; Ballpark North
4. In consideration of ACT-2-2012; the Acquisition and Disposition of Property for the Kewadin Grand River Casino Development
5. In consideration of SLU-1-2012; Special Land Use Permit - Parking Ramp, a request by Lansing Future, LLC to construct a parking ramp on property bounded by the Cooley Law School Stadium to the south, Shiawassee Street to the north, Cedar Street to the west and Larch Street to the east
6. In consideration of Z-1-2012; A request by Lansing Future, LLC to rezone the property located between the Cooley Law School Stadium to the south, Shiawassee Street to the north, Cedar Street to the west and Larch Street to the east from "H" Light Industrial District to "G-1" Business District for a mixed use development (office, commercial, residential)

Council Member Quinney gave an overview of the Public Hearings.

Patrick Day of 505 E. Michigan Ave. spoke in support of the Kewadin Grand River Casino Development.

Mark Alley of 6734 Seka Dr. spoke in support of the Kewadin Grand River Casino Development.

Loretta Stanaway of 546 Armstrong Rd. spoke in opposition to the Kewadin Grand River Casino Development.

William Hubbell of 3916 Wedgewood Dr. spoke in opposition to the Kewadin Grand River Casino Development.

Kristan Small of 324 E. Frederick Ave. spoke in support of the Kewadin Grand River Casino Development.

Bob Ruigh of 2209 Tulane Dr. spoke in opposition to the Kewadin Grand River Casino Development.

Stan Shuck of 818 Cooper Ave. spoke in support of the Kewadin Grand River Casino Development.

Jeff Frazer of 500 Speedway Dr., Enon, OH, spoke in support of Z-4-2011.

Mary Ann Saunders of 1734 Gay Ln. spoke in opposition to the Kewadin Grand River Casino Development.

Ronald Fulger of 4918 Allison Dr. spoke in opposition to the Kewadin Grand River Casino Development.

Jake Jacobson of 4003 Lowcroft Ave. spoke in support of the Kewadin Grand River Casino Development.

Julie Pingston of 500 E. Michigan Ave. spoke in support of the Kewadin Grand River Casino Development.

Eric Rey of 750 US 27 S. spoke in support of the Kewadin Grand River Casino Development.

Bill Reed of 2670 Linn Rd. spoke in support of the Kewadin Grand River Casino Development.

Brian Van Alstine of 16963 Turner Rd. spoke about seasonal workers.

John Pollard of 1718 Blair St. spoke in opposition to the Kewadin Grand River Casino Development.

Kathi Raffone of 1221 Muskegon Ave. spoke in opposition to the Kewadin Grand River Casino Development.

Ted O'Dell of 1310 W. Shiawassee St. spoke in support of the Kewadin Grand River Casino Development.

Kevin Vandenboss of 7697 Hertel Rd., Grand Ledge, spoke in support of SLU-6-2011.

Joyce Gilbert of 2114 Ferrol St. spoke in support of the Kewadin Grand River Casino Development.

Greg Paddison of 707 Prudden St. spoke in support of the Kewadin Grand River Casino Development.

Charles Moore of 2745 Hopkins Ave. spoke in support of the Kewadin Grand River Casino Development.

Ted Wilson of 302 Leslie St. spoke in opposition to the Kewadin Grand River Casino Development.

Greg Day of 2001 E. Michigan Ave. spoke in opposition to the Kewadin Grand River Casino Development.

Claude Beavers of 3010 Boston Blvd. stated concerns with the Kewadin Grand River Casino Development.

John Krohn of 534 Cherry St. spoke in opposition to the Kewadin Grand River Casino Development.

Ken Settimo of 533 Cherry St. spoke in support of the Kewadin Grand River Casino Development.

Willie Vaughn of 3708 S. Fox Point St. spoke in support of the Kewadin Grand River Casino Development.

Ben Bakken of 5801 Barden Dr. spoke in support of the Kewadin Grand River Casino Development.

Dennis Parker, no address given, spoke in support of the Kewadin Grand River Casino Development.

Douglas Elders, no address given, spoke in support of the Kewadin Grand River Casino Development.

Charlene Decker of 2711 Pleasant Grove Rd. spoke in opposition to the Kewadin Grand River Casino Development.

Russell Terry of 121 E. Mt. Hope Ave. spoke in opposition to the Kewadin Grand River Casino Development.

Gabe Johnson, no address given, spoke in support of the Kewadin Grand River Casino Development.

Andrea Ragan of 1207 Turner St. spoke in support of the Kewadin Grand River Casino Development.

Mark Montgomery of 5151 Killarney Ct. in Delhi Twp. spoke in opposition to the Kewadin Grand River Casino Development.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke in opposition to the Kewadin Grand River Casino Development.

Kevin Kline spoke in opposition to the Kewadin Grand River Casino Development.

Farhan Bhatti of 201 E. St. Joseph St. spoke in support of the Kewadin Grand River Casino Development.

Jerry Swartz of 335 Chimney Oaks Dr., Okemos, spoke in support of the Kewadin Grand River Casino Development.

Alphonso Salas spoke about the Lansing Promise.

REFERRAL OF PUBLIC HEARINGS

1. In consideration of SLU-6-2011; 4312 S. Martin Luther King, Jr. Blvd., a request from Redeemed Christian Church of God, Freedom Hall to utilize the property at 4312 S. Martin Luther King, Jr. Blvd. for a church

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

2. In consideration of Z-4-2011; 400 Block of Liberty St., a request by Speedway, LLC to rezone three parcels of land at the southwest corner of Liberty and N. Cedar Street from "C" Residential District to "F-1" Commercial District to provide additional land for the redevelopment of the Speedway Gasoline Station at 1201 N. Cedar Street

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

3. In consideration of Brownfield Redevelopment Plan #55; Ballpark North

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

4. In consideration of ACT-2-2012; the Acquisition and Disposition of Property for the Kewadin Grand River Casino Development

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

5. In consideration of SLU-1-2012; Special Land Use Permit - Parking Ramp, a request by Lansing Future, LLC to construct a parking ramp on property bounded by the Cooley Law School Stadium to the south, Shiawassee Street to the north, Cedar Street to the west and Larch Street to the east

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

6. In consideration of Z-1-2012; A request by Lansing Future, LLC to rezone the property located between the Cooley Law School Stadium to the south, Shiawassee Street to the north, Cedar Street to the west and Larch Street to the east from "H" Light Industrial District to "G-1" Business District for a mixed use development (office, commercial, residential)

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

LEGISLATIVE MATTERS

RESOLUTIONS

NO ACTION WAS TAKEN ON THIS ITEM

Tribute; In support of the Clean Air Promise Campaign

RESOLUTION #2012-033

BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

PUBLIC IMPROVEMENT V

WHEREAS, it was deemed to be a public necessity to construct Curb and Gutter and Storm Sewer in front of and adjacent to the properties

described below, and

WHEREAS, the construction of PS #85058, known as the Washington Avenue Reconstruction Project, has been completed, and

WHEREAS, changes to the assessment roll have been conveyed to the City Assessor

WHEREAS, the benefitted properties are as follows:

PROPERTY BENEFITTED: Curb & Gutter: All lands fronting on Washington Avenue south of Miller Road to the north of Edgewood Boulevard, excepting all public streets and alleys and other land deemed not benefitted.

PROPERTY BENEFITTED: Storm Sewer: All lands fronting on Washington Avenue south of Miller Road to north of Edgewood Boulevard, excepting all public streets and alleys and other land deemed not benefitted

ROLL #	ESTIMATED COST	ACTUAL COST	DIFFERENCE
ROLL 381 Washington Avenue	\$152,183.33	\$156,171.33	\$3,988.00

RESOLVED, by the City Council of the City of Lansing, that the supplementary Special Assessment Roll 381, Public Service # 85058, known as Washington Avenue Reconstruction Project, as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to adjust the assessments of all persons who have paid said tax as originally assessed to pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll 90 days after approval.

By Council Member Yorko

Motion Carried

RESOLUTION #2012-034

BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

PUBLIC IMPROVEMENT V

WHEREAS, it was deemed to be a public necessity to construct Curb and Gutter and Sidewalk in front of and adjacent to the properties described below, and

WHEREAS, the construction of PS #85059, known as the Washington Avenue Reconstruction Project, has been completed, and

WHEREAS, there have been no changes in the Assessment Roll 081 as ratified by City Council, and

WHEREAS, the benefitted properties are as follows:

PROPERTY BENEFITTED: Curb & Gutter: All lands fronting on Washington Avenue south of Edgewood Boulevard to the north of Willoughby Road, excepting all public streets and alleys and other land deemed not benefitted.

PROPERTY BENEFITTED: Sidewalk: All lands fronting on Washington Avenue south of Edgewood Boulevard to north of Willoughby Road, excepting all public streets and alleys and other land deemed not benefitted

ROLL #	ESTIMATED COST	ACTUAL COST	DIFFERENCE
ROLL 081 Washington Avenue	\$85,733.88	\$85,733.88	\$0.00

RESOLVED, by the City Council of the City of Lansing, that the supplementary Special Assessment Roll 081, Public Service # 85059, known as Washington Avenue Reconstruction Project, as returned by the City Assessor be and the same is hereby ratified and confirmed, and that

the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to adjust the assessments of all persons who have paid said tax as originally assessed to pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll 90 days after approval.

By Council Member Yorko

Motion Carried

RESOLUTION #2012-035

BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

PUBLIC IMPROVEMENT V

WHEREAS, it was deemed to be a public necessity to construct Curb and Gutter and Sidewalk in front of and adjacent to the properties described below, and

WHEREAS, the construction of PS #87075, known as the Cedar Street Reconstruction Project, has been completed, and

WHEREAS, there have been no changes in the Assessment Roll 374 as ratified by City Council, and

WHEREAS, the benefitted properties are as follows:

PROPERTY BENEFITTED: Curb and Gutter - All lands fronting on Cedar Street from Willoughby northerly to I-96, excepting all public streets and alleys and other land deemed not benefitted.

PROPERTY BENEFITTED: Sidewalk –
Parcels: 33-05-10-379-051 known as: 7045 S. Cedar Street
3305-10-328-032 6825 S. Cedar Street
3305-10-328-003 6727 S. Cedar Street

ROLL 374	ESTIMATED COST	ACTUAL COST	DIFFERENCE
Cedar Street	\$32,426.22	\$32,426.22	\$0.00

RESOLVED, by the City Council of the City of Lansing, that the supplementary Special Assessment Roll 374, Public Service # 87075, known as the Cedar Street Reconstruction Project, as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to adjust the assessments of all persons who have paid said tax as originally assessed to pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll 90 days after approval.

By Council Member Yorko

Motion Carried

RESOLUTION #2012-036

BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

PUBLIC IMPROVEMENT V

WHEREAS, it was deemed to be a public necessity to construct Curb and Gutter and Storm Sewer in front of and adjacent to the properties described below, and

WHEREAS, the construction of PS #68050, known as the Cavanaugh Road Reconstruction Project, has been completed, and

WHEREAS, there have been no changes in the Assessment Roll 389 as ratified by City Council, and

WHEREAS, the benefitted properties are as follows:

PROPERTY BENEFITTED: Curb and Gutter - All lands fronting on Cavanaugh Road from Aurelius Road to Dunckel Road, excepting all public streets and alleys and other land deemed not benefitted.

PROPERTY BENEFITTED: Storm Sewer - All lands fronting on Cavanaugh Road from Aurelius Road to Dunckel Road, also all lands fronting on Eastlawn Drive from Cavanaugh Road to 500 feet south of Cavanaugh Road, excepting all public streets and alleys and other land deemed not benefitted.

ROLL 389	ESTIMATED COST	ACTUAL COST	DIFFERENCE
Cavanaugh Road and Eastlawn Drive	\$138,043.18	\$138,043.18	\$0.00

RESOLVED, by the City Council of the City of Lansing, that the supplementary Special Assessment Roll 389, Public Service # 68050, known as Cavanaugh Road Reconstruction Project, as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to adjust the assessments of all persons who have paid said tax as originally assessed to pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll 90 days after approval.

By Council Member Yorko

Motion Carried

RESOLUTION #2012-037

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

That the following FY 2012 transfer be approved;

\$5,000.00 From Infrastructure Fund – Donations, Parks
Dept 410.000000.675003.00000

\$5,000.00 to Infrastructure Fund – Riverfront
Dock 410.933890.974000.14102

(Explanation: Donation received from the Team Lansing Foundation to be used at East Adado Park. (Originally deposited on 8/15/2011 to 101.0.675003.0, and to be transferred to 410.0.675003.0 in FY 2012). The donation amount is \$5,000.00.

Donation to be used for completion of the Floating Dock at East Adado Park.

By Council Member Wood

Motion Carried

RESOLUTION #2012-038

BY THE COMMITTEE ON WAYS & MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

That the following FY 2012 transfer be approved;

\$205,690.94 from CDBG Contingency 252.932651.992000.04400

\$162,757.31 from CDBG Contingency 252.932651.992000.04500

\$292,179.52 from CDBG Contingency 252.932651.992000.04600

\$205,690.94 to CDBG – Single Family Building Rehab
252.932658.975201.04400

\$162,757.31 to CDBG – Single Family Building Rehab
252.932658.975201.04500

\$292,179.52 to CDBG – Single Family Building Rehab
252.932658.975201.04600

These amounts represent CDBG Funds originally appropriated in prior years but not yet expended.

CDBG Funds are being reprogrammed for use in the City's single family housing rehabilitation program.

Total funds being reprogrammed at this time: \$660,627.77.

By Council Member Wood

Motion Carried

RESOLUTION #2012-039

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

RESOLUTION APPROVING APPLICATION TO MICHIGAN
DEPARTMENT OF TRANSPORTATION FOR LOCAL BRIDGE
PROGRAM FUNDING

WHEREAS the Michigan Department of Transportation (MDOT) is currently soliciting applications for candidate projects for the Local Bridge Program to be funded in the 2015 fiscal year; and

WHEREAS May 1, 2012 is the deadline for submitting the applications; and

WHEREAS up to five bridge projects can be submitted for funding in accordance with the MDOT Call for Projects; and

WHEREAS the City of Lansing, Public Service Department, intends to submit Local Bridge Program funding applications to MDOT for the following five structures, listed in order of priority:

Structure Funding Category

- 1) Aurelius Road over Pawlowski Creek Replacement
- 2) Aurelius Road Bridge over Grand Trunk Railroad Replacement
- 3) East Elm Street over Red Cedar River Replacement
- 4) Jolly Road over Sycamore Creek Rehabilitation
- 5) North Grand River Avenue over Grand River Rehabilitation

WHEREAS, if successful, the City would receive state or federal funding to finance 95% of construction cost, and the City would fund 5% of the construction and 100% of the engineering costs for any bridge project selected; and

WHEREAS the estimated total construction cost of all five listed structures is approximately \$7,090,000 in 2015 dollars and estimated costs for the City's share of construction and engineering total approximately \$1,770,000 for all five structures; and

WHEREAS the first priority project is estimated to have a 2015 construction cost of \$1,100,000 and the estimated 2015 costs for the City's share of construction and engineering is \$275,000; and

WHEREAS any one or any combination of the five projects could be approved for 2015 funding.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council approves the submittal of the FY 2015 funding applications for the MDOT's Local Bridge Program as listed above and in the priority listed above.

BE IT FURTHER RESOLVED that upon grant award, the Mayor is authorized through the Public Service Director to appropriate administratively the necessary accounts for the Local Bridge Program

2015 funding and City costs associated with any bridge project selected will be budgeted in ACT 51 funds and will be brought back to Council for review.

By Council Member Wood

Motion Carried

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

**REPORTS FROM CITY OFFICERS, BOARDS, AND
COMMISSIONS; COMMUNICATIONS AND
PETITIONS; AND OTHER CITY RELATED MATTERS**

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

• Reports from City Officers, Boards and Commissions:

a. Letter(s) from the Mayor re:

- i. Design Lansing 2012 Comprehensive Plan

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- ii. Brownfield Redevelopment Plan #55; Ballpark North

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- iii. ACT-2-12; Kewadin Grand River Casino Development

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- iv. Appointment of Pamela Werling to the Downtown Lansing, Inc. Board of Directors for a Neighborhood Representative Term to Expire June 30, 2013

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

• Communications and Petitions, and Other City Related Matters:

a. Letters from Comcast Cable providing notice of:

- i. Enhancements to XFINITY Signature Support effective March 21, 2012

RECEIVED AND PLACED ON FILE

- ii. Channel lineup changes effective April 15, 2012

RECEIVED AND PLACED ON FILE

MOTION OF EXCUSED ABSENCE

By Council Member Houghton

To excuse Council Member Robinson from tonight's proceedings

Motion Carried

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

Joyce Gilbert of 2114 Ferrol St. spoke about City of Lansing employees.

Loretta Stanaway of 546 Armstrong Rd. spoke about cemeteries.

Stan Shuck of 818 Cooper Ave. spoke about various city matters.

Denis Porter of 535 N. Walnut St. spoke about various city matters.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Mark Parker of 207 Leslie St. spoke about the City of Lansing's seasonal workforce.

Ruby Jessie of 3331 W. Holmes Rd. City of Lansing jobs.

Jake Jacobson of 4003 Lowcroft Ave. spoke about various city matters.

Bill Reed of 2670 Linn Rd. in Leroy Twp. spoke about City of Lansing jobs.

John Pollard of 1718 Blair St. spoke about various city matters.

Kathi Raffone of 1221 Muskegon Ave. spoke about various city matters.

Claude Beavers of 3010 Boston Blvd. spoke about the City of Lansing's seasonal workforce.

Todd Wiseman 2043 Georgetown Blvd. spoke about the City of Lansing's seasonal workforce.

Council Member Dunbar left the meeting at 9:39 p.m.

Lynn Miller of 20986 U Dr. N., Olivet, spoke about the City of Lansing's seasonal workforce.

Marsha Scott of 1608 W. Mt. Hope Ave. spoke about the City of Lansing's seasonal workforce.

Dan Peters of 9469 Wilbur Hwy., Eaton Rapids, spoke about the City of Lansing's seasonal workforce.

Charlene Decker of 2711 Pleasant Grove Rd. spoke about various city matters.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

John Krohn of 534 Cherry St. spoke about various city matters.

Jim Ott of 230 McGarry Dr. spoke about Layoffs.

ADJOURNED TIME 9:51 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF MARCH 19, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries

PRESENT: Council Members Houghton, Jeffries, Guhney, Washington, Wood, Yorko

ABSENT: Council Members Dunbar (Arrived at 7:12 p.m.) and Robinson (Arrived at 7:08 p.m.)

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS**

Council Member Wood announced the Churchill Downs and Colonial Village neighborhood meetings.

Council Member Yorko announced the Downtown Neighborhood Association meeting.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Council Member Robinson arrived at the meeting at 7:08 p.m.

Mayor Bernero spoke about the Kewadin Grand River Casino project.

Council Member Dunbar arrived at the meeting at 7:12 p.m.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings.

William Wilson of 13821 Bernier Dr. in Bath Twp. spoke in opposition to the Kewadin Grand River Casino Development.

Linda Williams of 320 West St. spoke in support of the Kewadin Grand River Casino Development.

Mark Alley of 6734 Seka Dr. spoke in support of the Kewadin Grand River Casino Development.

Willie Paulsen of 314 E. Elm St., Mason, spoke in support of the Kewadin Grand River Casino Development.

Lee Hladik of the Greater Lansing Convention and Visitor's Bureau spoke in support of the Kewadin Grand River Casino Development.

Dario Medrano, Jr. of 1034 Kimberly Dr. spoke in support of the Kewadin Grand River Casino Development.

Patrick Day of 505 E. Michigan Ave. spoke in support of the Kewadin Grand River Casino Development.

Steve Curran of 1011 N. Washington Ave. spoke in support of the Kewadin Grand River Casino Development.

Mark Miller of 1011 N. Washington Ave. spoke in support of the Kewadin Grand River Casino Development.

Bob Trezise of 500 E. Michigan Ave. spoke in support of the Kewadin Grand River Casino Development.

Edgar Loring of 3511 Bayview Dr. spoke in support of the Kewadin Grand River Casino Development.

Stan Shuck of 818 Cooper Ave. spoke in support of the Kewadin Grand River Casino Development.

Angie Shuck of 2220 Maplewood Ave. spoke in support of the Kewadin Grand River Casino Development.

Alex Hernandez of 927 Powderhorn in Delta Twp. spoke in support of the Kewadin Grand River Casino Development.

Bill Kimble of 725 Prudden St. spoke in support of the Kewadin Grand River Casino Development.

Jake Jacobson of 4003 Lowcroft Ave. spoke in support of the Kewadin Grand River Casino Development.

Anna Daugherty of 325 N. Magnolia Ave. Jake Jacobson of 4003 Lowcroft Ave. spoke in support of the Kewadin Grand River Casino Development.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke in opposition to the Kewadin Grand River Casino Development.

Bob Ruigh of 2209 Tulane Dr. spoke in opposition to the Kewadin Grand River Casino Development.

Eugene Wanger of 1735 Abington Pl. spoke in opposition to the Kewadin Grand River Casino Development.

John Pollard of 1718 Blair St. spoke in opposition to the Kewadin Grand River Casino Development.

Kathi Raffone of 1221 Muskegon Ave. spoke in opposition to the Kewadin Grand River Casino Development.

Kim Dornikos of 200 S. Washington Sq. spoke in support of the Kewadin Grand River Casino Development.

Dave Sell of 316 E. Michigan Ave. spoke in support of the Kewadin Grand River Casino Development.

Rudy Reyes of 1984 S. Stewart Rd., Charlotte, spoke in support of the Kewadin Grand River Casino Development.

Joe Vermillin of 930 Garfield Ave. spoke in support of the Kewadin Grand River Casino Development.

Andrea Ragan of 1207 ½ Turner St. spoke in support of the Kewadin Grand River Casino Development.

Charles Moore of 2745 Hopkins Ave. spoke in support of the Kewadin Grand River Casino Development.

Ryan Irvin of 216 Marshall St. spoke in support of the Kewadin Grand River Casino Development.

Patti Seidl of 4805 Malta Cir. in Delta Twp. spoke in support of the Kewadin Grand River Casino Development.

Joan Sawyer of 3965 Bayberry Ln. spoke in support of the Kewadin Grand River Casino Development.

Gabe Johnson, no address given, spoke in support of the Kewadin Grand River Casino Development.

Tim Schmitt of 113 Pere Marquette Dr. spoke in support of the Kewadin Grand River Casino Development.

Grey Day of 2001 E. Michigan Ave. spoke in opposition to the Kewadin Grand River Casino Development.

Ted Wilson of 302 Leslie St. spoke in opposition to the Kewadin Grand River Casino Development.

Terry Terry of 1217 Turner St. spoke in support of the Kewadin Grand River Casino Development.

Mike Skory of 1210 Turner St. spoke in support of the Kewadin Grand River Casino Development.

Scott Keith of 333 E. Michigan Ave. spoke in support of the Kewadin Grand River Casino Development.

Candace Morrison of 1416 Park Ave. spoke in support of the Kewadin Grand River Casino Development.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke in opposition to the Kewadin Grand River Casino Development.

Kelly Dean, 4812 Aurelius Rd., spoke in support of the Kewadin Grand River Casino Development.

Chris Holman, 617 Seymour Ave., spoke in support of the Kewadin Grand River Casino Development.

LEGISLATIVE MATTERS

RESOLUTIONS

NO ACTION WAS TAKEN ON THIS ITEM

Tribute; In support of the Clean Air Promise Campaign

RESOLUTION #2012-040

BY COUNCIL MEMBER DERRICK QUINNEY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, March 17th, 2012 is being recognized as a Day of Voter Registration for the A. Philip Randolph Institute, and also as Pride at Work Day in honor of Bayard Rustin's 100th birthday; and

WHEREAS, Bayard Rustin was an American leader in social movements for civil rights, socialism, pacifism and non-violence, and gay rights; and

WHEREAS, In the pacifist Fellowship of Reconciliation (FOR), Rustin practiced non-violence; and

WHEREAS, Rustin was a leading activist of the early 1947-1955 civil-rights movement, helping to initiate a 1947 Freedom Ride to challenge, with civil disobedience, racial segregation on interstate busing; and

WHEREAS, Rustin recognized Martin Luther King Jr.'s leadership, and helped to organize the Southern Christian Leadership Conference to strengthen King's leadership; Rustin promoted the philosophy of nonviolence and the practices of nonviolent resistance, which he had observed while working with Gandhi's movement in India; and

WHEREAS, Rustin became a leading strategist of the civil rights movement from 1955-1968. He was the chief organizer of the 1963 March on Washington for Jobs and Freedom, which was headed by A. Philip Randolph, the leading African-American labor-union president and socialist; and

WHEREAS, Rustin also influenced young activists such as Tom Kahn and Stokely Carmichael in organizations like the Congress on Racial Equality (CORE) and the Student Nonviolent Coordinating Committee (SNCC); and

WHEREAS, Rustin became the head of the AFL-CIO's A. Philip Randolph Institute, which promoted the integration of formerly all-white unions and promoted the unionization of African Americans; and

WHEREAS, Rustin increasingly worked to strengthen the labor movement, which he saw as the champion of empowerment for the Negro community and for economic justice for all Americans. He contributed to the labor movement's two sides, economic and political, through support of labor unions and social-democratic politics; and

WHEREAS, Following passage of the Voting Rights Act, APRI was co-founded in 1965 by A. Philip Randolph and Bayard Rustin. APRI forged an alliance between the civil rights movement and the labor movement,

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, recognizes March 17th, 2012 as a Day of Voter Registration for the A. Philip Randolph Institute, and also as Pride at Work Day, in honor of the 100th birthday of Bayard Rustin, an American leader in social movements for civil rights, socialism, pacifism, and gay rights.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-041

BY COUNCIL MEMBER A'LYNNE ROBINSON
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, The Lansing Alumnae Chapter of Delta Sigma Theta Sorority will celebrate 99 years of Service and Sisterhood on March, 18, 2012 at their Founders Day Celebration; and

WHEREAS, The keynote speaker will be the 24th National President, Cynthia A Butler-McIntyre. Butler was initiated into the sorority in 1973 and elected President in 2008. Butler is affectionately called "A Leader with a Servant's Heart;" and

WHEREAS, 99 years ago, while attending Howard University, twenty-two bold young women founded Delta Sigma Theta Sorority; and

WHEREAS, These twenty-two young women were looking to engage in activities that would promote academic excellence, urge and educate community members in public policymaking, and bring community issues to light so that positive solutions could be made; and

WHEREAS, The young Deltas committed themselves to public service by participating in the Women's Suffrage March in Washington, D.C. on March 13, 1913; and

WHEREAS, On December 27, 1919, six years after the founding of Delta, Sadie Tanner Mossell was elected the first Grand President at the first ever National Delta Sigma Theta Convention; and

WHEREAS, Delta Sigma Theta's ideals of scholarship and public service are embodied in their Five Point Programmatic Thrust of Economic Development, Educational Development, International Awareness and Involvement, Physical and Mental Health, and Political Awareness and Involvement. This thrust is the foundation on which all of Delta's national programs are based; and

WHEREAS, Today, Delta Sigma Theta has more than 250,000 members, and nearly 1,000 collegiate and alumnae chapters worldwide;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, congratulates the Lansing Alumnae Chapter of Delta Sigma Theta Sorority on their 99 years of Service and Sisterhood and their Founders Day Celebration on March 18, 2012, and we wish continued success for many more years to come.

By Council Member Robinson

Motion Carried

RESOLUTION #2012-042

BY THE COMMITTEE OF DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

SLU-6-2011
4312 S. ML King Jr. Blvd.
Church in the "F" Commercial District

WHEREAS, the applicant, The Redeemed Christian Church of God – Freedom Hall, has requested a Special Land Use permit (SLU-6-2011) to establish a church in the building at 4312 S. ML King Jr. Blvd.; and

WHEREAS, the property is zoned "F" Commercial District, where churches are permitted subject to obtaining a special land use permit; and

WHEREAS, a review was completed by staff evaluating the character, location and impact this proposal would have on the surrounding area and the impact on the environment, utilities, services and compliance with the Zoning Code and objectives of the Comprehensive Plan; and

WHEREAS, the Planning Board held a public hearing on January 3, 2012, at which a representative of the church spoke in favor of the request and no other comments were received; and

WHEREAS, the Planning Board, at its January 3, 2012 meeting, voted (6-0) to recommend approval of SLU-6-2011 to permit a church at 4312 S. ML King Jr. Blvd., with the following conditions:

1. The seating capacity is limited to 50 persons or the limit determined by the Fire Marshall, and
2. The applicant will agree, in writing, that it will not object to the issuance of liquor licenses for establishments and/or special events, on or within 500 feet of the property on which the church is located.

WHEREAS, the City Council held a public hearing regarding SLU-6-2011; and

WHEREAS, the Committee on Development and Planning has reviewed the report and recommendation of the Planning Board and concurs therewith; and

NOW THEREFORE BE IT RESOLVED that the Lansing City Council hereby approves SLU-6-2011 to establish a church at 4312 S. ML King Jr. Blvd. with the following conditions:

1. The seating capacity is limited to 50 persons or the limit determined by the Fire Marshall, and
2. The applicant will agree, in writing, that it will not object to the issuance of liquor licenses for establishments and/or special events, on or within 500 feet of the property on which the church is located.

BE IT FURTHER RESOLVED that this Special Land Use permit shall remain in effect only so long as the petitioner fully complies with this resolution, and if the petitioner fails to comply, the Special Land Use permit may be terminated by City Council Resolution.

BE IT FINALLY RESOLVED that in granting this request, the City Council determines the following:

1. The proposed church is compatible with the essential character of the surrounding area, as designed.
2. The proposed church will not change the essential character of the surrounding area.
3. The proposed church will not interfere with the general enjoyment of adjacent properties.
4. The proposed church will not impact adjacent properties as it will not be detrimental to the use or character of the property under consideration.
5. The proposed church will not impact the health, safety and welfare of persons or property in the surrounding area.
6. The proposed church can be adequately served by essential public facilities and services.
7. The proposed church will not place any demands on public services and facilities in excess of current capacities.
8. The proposed church is consistent with the intent and purposes of the Zoning Code and the Southwest Area Comprehensive plan.
9. The proposed church will comply with the requirements of the "F" Commercial District.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-043

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Act 2-12, Kewadin Grand River Casino Development

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians ("Tribe"), Lansing Future LLC ("Developer") and the Lansing Economic Development Corporation ("LEDC") wish to enter into agreement with the City of Lansing ("City") to provide for the development and construction of an Indian gaming casino near the Lansing Center and the Thomas M. Cooley Law School Stadium ("Project"); and

WHEREAS, the Project includes:

1. The Tribe acquiring from the LEDC a parcel located at the NW corner of E. Michigan Avenue and N. Cedar Street ("Corner Parcel"), for fair market value for the intended purpose of constructing and operating the Temporary Casino Facility thereon;
2. The Tribe acquiring from the City a parcel located immediately north of the Lansing Center and extending to N. Cedar Street (the "Showcase Casino Parcel"), for fair market value for the purpose of constructing and operating the Showcase Casino Facility thereon;
3. The City, at its option, selling the property to Developer for fair market value or the City retaining the property, for the purpose of constructing and operating a public elevated parking ramp located between the Temporary Casino and the Showcase Casino Facility, and adjacent to N. Cedar Street ("Elevated Parking Ramp Parcel");
4. The Developer acquiring for fair market value the real property known as the City Maintenance Garage Parcel located north of the Thomas M. Cooley Law School Stadium ("Stadium") and extending between N. Cedar Street and N. Larch Street;
5. The Developer constructing a three-lane roadway approximately 90 feet in width on the southern portion of the City Maintenance Garage Parcel, at the Developer's expense, and donating title to the newly constructed roadway to the City for dedication as a right of way;
6. The Developer relocating, at the Developer's expense, City Market Drive to align with the new right of way described above and Developer donating title to the newly constructed relocated City Market Drive to the City;
7. The Developer constructing and operating a privately-owned parking ramp with first floor commercial/office, and possible upper floor residential uses, located on the north portion of the City Maintenance Garage and extending north toward Shiawassee Street;
8. The Tribe, as required by the Intergovernmental Agreement ("IGA"), making revenue payments of 2% of the net wins derived from electronic games of chance from the Temporary and Showcase Casino Facilities to fund a local scholarship program to be known as the "Lansing Promise" and additional payments of .5% of the net wins derived from electronic games of chance from the Temporary and Showcase Casino Facilities to the City for governmental purposes to defray any increased costs incurred by the City for the provision of essential services; and

WHEREAS, on February 21, 2012, the Planning Board reviewed the location, character, and extent of the proposal in accordance with its Public Act 33 Review procedures and found that:

1. The proposed casino project is compatible with the Central Lansing Comprehensive Plan, the proposed Design Lansing Comprehensive Plan, and the purpose and setting of the Lansing Entertainment District;
2. The proposed three-lane public roadway approximately 90 feet north of the Stadium will facilitate circulation within the Entertainment District area;
3. The current City Maintenance Garage is now surplus City property due to the relocation and consolidation of the maintenance function into a facility on South Street;
4. The proposed relocation of City Market Drive to the north will align it with the proposed roadway between Larch and Cedar Streets and facilitate circulation within the Entertainment District area;
5. The proposed parking ramps will help meet current and anticipated parking demand for the proposed casino, the Lansing Center, the Stadium, and the general public; and

WHEREAS, on February 21, 2012, the Planning Board voted unanimously to recommend approval of Act 2-12, including the following components:

1. The sale of the proposed Corner Parcel by the LEDC to the Tribe;
2. The sale of the proposed Showcase Casino Parcel to the Tribe;
3. The acquisition by the Developer of the southern portion of the property located at the SW corner of N. Cedar and E. Shiawassee Streets, the relocation of City Market Drive onto this property, the donation of relocated City Market Drive to the City, and the City's dedication of the relocated City Market Drive as right of way;
4. The sale of the current City Maintenance Garage Parcel to the Developer;
5. The construction by the Developer of a street being approximately 90 feet in width, connecting N. Larch and N. Cedar Streets, its donation to the City, and the City's dedication of the roadway as a right of way;
6. The development of the elevated parking ramp located east of the Lansing Center between the Showcase Casino Parcel and the Corner Parcel, and adjacent to N. Cedar Street;
7. The acquisition, disposition, or exchange of any easements or air rights necessary to effectuate the transactions required by the Comprehensive Development Agreement ("CDA"); and

WHEREAS, the CDA and IGA were placed on file with the City Clerk on January 26, 2012 and are presented for approval; and

WHEREAS, the Committee on Development and Planning has reviewed the CDA and IGA and the report and recommendation of the Planning Board, and concurs therewith;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council hereby approves Act 2-12 and the CDA and IGA as filed with the City Clerk on January 26, 2012.

BE IT FURTHER RESOLVED that the Lansing City Council hereby authorizes the sale of the Showcase Casino Parcel for fair market value of Nine Hundred Sixty Thousand Dollars and 00/cents (\$960,000.00) to the Tribe, being more particularly described as:

A parcel of land in the Northeast 1/4 of Section 16, T4N, R2W, City of Lansing, Ingham County, Michigan, being part of Lots 4, 5 and 6 and vacated Depot and Ottawa Streets, Block 245, Original Plat of the Town of Michigan, now City of Lansing, Michigan, according to the recorded plat thereof as recorded in Liber 2 of Plats, Pages 36-38, Ingham County Records, described as: Commencing at the East 1/4 corner of said Section 16; thence N89°25'43"W along the East-West 1/4 line of said Section 16 a distance of 1063.80 feet; thence N00°37'58"E along the West line of Cedar Street and its extension 474.81 feet to the point of beginning of this description; thence N89°16'21"W along a building wall line and its extension 420.41 feet; thence N00°34'58"E 90.01 feet; thence S89°15'43"E 69.81 feet; thence Northeasterly 186.55 feet along a curve to the right, said curve having a radius of 385.57 feet, a delta angle of 27°43'17" and a chord length of 184.74 feet bearing N39°02'44"E; thence N52°54'22"E 59.84 feet; thence N61°36'04"E 150.88 feet; thence Southeasterly 62.92 feet along a curve to the right, said curve having a radius of 44.50 feet, a delta angle of 81°00'31" and a chord length of 57.80 feet bearing S77°53'40"E to said West line of Cedar Street; thence S00°37'58"W along said West line 333.67 feet to the point of beginning; said parcel

containing 2.26 acres more or less (98,630 square feet); said parcel subject to any vacated streets or alleys; said parcel subject to any streets or alleys not vacated; said parcel subject to all easements and restrictions if any.

BE IT FURTHER RESOLVED that the Lansing City Council hereby authorizes the sale of the City Maintenance Garage Parcel for fair market value of Six Hundred Ninety Thousand Dollars and 00/cents (\$690,000.00) to the Developer, being more particularly described as:

A parcel of land in the Northeast 1/4 of Section 16, T4N, R2W, City of Lansing, Ingham County, Michigan, being part of Lots 2 and 3, Block 244, Original Plat of the Town of Michigan, now City of Lansing, Michigan, according to the recorded plat thereof as recorded in Liber 2 of Plats, Pages 36-38, Ingham County Records, described as: Commencing at the East 1/4 corner of said Section 16; thence N89°25'43"W along the East-West 1/4 line of said Section 16 a distance of 981.30 feet; thence N00°37'58"E 889.50 feet to a point on the East line of Cedar Street and the point of beginning of this description; thence N00°37'58"E along said East line 145.40 feet; thence S89°35'07"E 428.68 feet to the West line of Larch Street; thence S00°38'43"W along said West line 147.05 feet; thence N89°21'51"W 428.65 feet to the point of beginning; said parcel containing 1.43 acres more or less (62,682 square feet); said parcel subject to any vacated streets or alleys; said parcel subject to any streets or alleys not vacated; said parcel subject to all easements and restrictions if any.

BE IT FURTHER RESOLVED that the Lansing City Council hereby authorizes the acceptance by donation from the Developer of a parcel of real property for the relocated City Market Drive, being more particularly described as:

A parcel of land in the Northeast 1/4 of Section 16, T4N, R2W, City of Lansing, Ingham County, Michigan, being part of Lots 3 and 4 and vacated Mill Street, Block 245, Original Plat of the Town of Michigan, now City of Lansing, Michigan, according to the recorded plat thereof as recorded in Liber 2 of Plats, Pages 36-38, Ingham County Records, described as: Commencing at the East 1/4 corner of said Section 16; thence N89°25'43"W along the East-West 1/4 line of said Section 16 a distance of 1063.80 feet; thence N00°37'58"E along the West line of Cedar Street and its extension 808.48 feet to the point of beginning of this description; thence Northwesterly 62.92 feet along a curve to the left, said curve having a radius of 44.50 feet, a delta angle of 81°00'31" and a chord length of 57.80 feet bearing N77°53'40"W; thence S61°36'04"W 85.45 feet; thence N28°23'56"W 56.50 feet; thence N61°36'04"E 145.17 feet; thence Northeasterly 11.18 feet along a curve to the right, said curve having a radius of 50.00 feet, a delta angle of 12°48'29" and a chord length of 11.15 feet bearing N68°00'18"E; thence Northeasterly 36.73 feet along a curve to the left, said curve having a radius of 30.00 feet, a delta angle of 70°08'53" and a chord length of 34.48 feet bearing N39°20'06"E to said West line of Cedar Street; thence S00°37'58"W along said West line 121.08 feet to the point of beginning; said parcel containing 0.23 acre more or less (10,166 square feet); said parcel subject to any vacated streets and alleys; said parcel subject to

any streets or alleys not vacated; said parcel subject to all easements and restrictions if any.

BE IT FURTHER RESOLVED that the Lansing City Council hereby authorizes the acceptance by conveyance of a parcel of real property for the three lane approximately 90 foot right of way and its dedication as a relocated City Market Drive.

BE IT FINALLY RESOLVED, that the Mayor, on behalf of the City, is hereby authorized to sign and execute all documents necessary to effectuate the transactions required by the CDA and IGA, including necessary easements or air rights, subject to their prior approval as to content and form by the City Attorney.

By Council Member Quinney

Motion Carried by the following roll call vote:

Yeas: Council Members Dunbar, Houghton, Jeffries, Quinney, Robinson, Washington, Wood

Nays: Council Member Yorko

RESOLUTION #2012-044

BY THE DEVELOPMENT AND PLANNING COMMITTEE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
RESOLUTION APPROVING
BROWNFIELD PLAN #55
BALLPARK NORTH BROWNFIELD REDEVELOPMENT PLAN

WHEREAS, the Brownfield Redevelopment Authority (the 'Authority') of the City of Lansing, pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, Public Act, Public Act 381 of 1996, as amended, (the 'Act') has prepared a Brownfield Plan, submitted to Council and placed on file in the office of City Clerk, LBRA Brownfield Plan #55 – Ballpark North Brownfield Redevelopment Plan (the 'Plan'); and

WHEREAS, a public hearing was held by the Lansing City Council on March 12, 2012 and at least 10 days before the public hearing the taxing jurisdictions were provided notice to be fully informed about the fiscal and economic implications of the proposed Plan and given a reasonable opportunity to express their views and recommendations regarding the Plan in accordance with Section 13 (10) and 14(1) of the Act; and

WHEREAS, the Lansing City Council, before and during its public hearing on the March 12, 2012, reviewed testimony and evidence regarding the Plan, and found that:

1. the Plan provides for the reimbursement of costs attributable to eligible activities to the developer and the Authority,
2. the Project includes, in addition to the eligible activities identified in the Plan, the redevelopment of the property,
3. the Project may result in new private investment of approximately \$77,000,000,
4. the Plan provides for the capture of property tax increment revenues due to the private investment on the site, and devotes them to repaying the Authority for its costs associated with eligible activities it performs, and to repaying the developer for their costs associated with eligible activities they perform, in accordance with the Plan,

WHEREAS, the Authority Board of Directors, at its meeting on February 22, 2012, unanimously recommended approval of the Plan, for this Project;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, after having duly considered the Plan, finds it is in compliance with the provisions of the Act and further finds:

- The Plan constitutes a public purpose under the Act;
- The Plan meets all of the requirements for a Brownfield Plan set forth in Section 13 of the Act;
- The proposed method of financing the costs of the eligible activities, as described in the Plan, is feasible and the Authority has the ability to arrange the financing;
- The costs of the eligible activities proposed in the Plan are reasonable and necessary to carry out the purposes of the Act; and
- The amount of the captured taxable value estimated to result from the adoption of the Plan is reasonable.

IT IS FINALLY RESOLVED that the Lansing City Council hereby approves the LBRA 'Brownfield Plan #55 – Ballpark North Brownfield Redevelopment Plan'.

By Council Member Quinney

Motion Carried by the following roll call vote:

Yeas: Council Members Dunbar, Houghton, Quinney, Robinson, Washington, Yorko

Nays: Council Members Jeffries and Wood

RESOLUTION #2012-045

BY THE COMMITTEE OF DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

SLU-1-2012

Parking Ramp in the "G-1" Business District
Property bounded by Cooley Law School Stadium to the south, Shiawassee Street to the north, Cedar Street to the west and Larch Street to the east

WHEREAS, the applicant, Lansing Future LLC, has requested a Special Land Use permit (SLU-1-2012) to construct a parking ramp on the property bounded by Cooley Law School Stadium to the south, Shiawassee Street to the north, Cedar Street to the west and Larch Street to the east; and

WHEREAS, the property is zoned "G-1" Business District, where parking ramps are permitted subject to obtaining a special land use permit; and

WHEREAS, a review was completed by staff evaluating the character, location and impact this proposal would have on the surrounding area and the impact on the environment, utilities, services and compliance with the Zoning Code and objectives of the Comprehensive Plan; and

WHEREAS, the Planning Board held a public hearing on February 21, 2012, at which no public comment was offered; and

WHEREAS, the Planning Board, at its February 21, 2012 meeting, voted (6-0) to recommend approval of SLU-1-2012 to permit a parking ramp on the property bounded by Cooley Law School Stadium to the south, Shiawassee Street to the north, Cedar Street to the west and Larch Street to the east; and

WHEREAS, the City Council held a public hearing regarding SLU-1-2012; and

WHEREAS, the Committee on Development and Planning has reviewed

the report and recommendation of the Planning Board and concurs therewith; and

NOW THEREFORE BE IT RESOLVED that the Lansing City Council hereby approves SLU-1-2012 to construct a parking ramp on the property bounded by Cooley Law School Stadium to the south, Shiawassee Street to the north, Cedar Street to the west and Larch Street to the east.

BE IT FURTHER RESOLVED that this Special Land Use permit shall remain in effect only so long as the petitioner fully complies with this resolution, and if the petitioner fails to comply, the Special Land Use permit may be terminated by City Council Resolution.

BE IT FINALLY RESOLVED that in granting this request, the City Council determines the following:

1. The proposed parking ramp is compatible with the essential character of the surrounding area, as designed.
2. The proposed parking ramp will not change the essential character of the surrounding area.
3. The proposed parking ramp will not interfere with the general enjoyment of adjacent properties.
4. The proposed parking ramp will not impact adjacent properties as it will not be detrimental to the use or character of the property under consideration.
5. The proposed parking ramp will not impact the health, safety and welfare of persons or property in the surrounding area.
6. The proposed parking ramp can be adequately served by essential public facilities and services.
7. The proposed parking ramp will not place any demands on public services and facilities in excess of current capacities.
8. The proposed parking ramp is consistent with the intent and purposes of the Zoning Code and the Northeast Area Comprehensive plan.
9. The proposed parking ramp will comply with the requirements of the "G-1" Business District.

By Council Member Quinney

Motion Carried by the following roll call vote:

Yeas: Council Members Dunbar, Houghton, Jeffries, Quinney, Robinson, Washington, Wood

Nays: Council Member Yorko

ORDINANCES FOR PASSAGE

An Ordinance of the City of Lansing, Michigan, Providing for the Rezoning of a parcel of real property located in the City of Lansing, Michigan and for the revision of the district maps adopted by section 1246.02 of the Code of Ordinances.

Property identified as Z-1-2012; Rezoning the property located between the Cooley Law School Stadium to the south, Shiawassee Street to the north, Cedar Street to the west and Larch Street to the east from "H" Light Industrial District to "G-1" Business District

Was read a second time by its title and adopted by the following roll call vote:

Yeas: Council Members Dunbar, Houghton, Quinney, Robinson,

Washington, Yorko

Nays: Council Members Jeffries and Wood

By Council Member Quinney

THAT THIS ORDINANCE, BEING NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, HEALTH, OR SAFETY SHALL TAKE EFFECT UPON ITS PASSAGE

Motion Carried

ORDINANCE #2566

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification of the property described as follows:

Case Number: Z-1-2012
 Parcel Numbers: PPN's: 33-01-01-16-276-002/-021/-031/-041/-151/-161/-182/-191 & part of /-050
 Legal Descriptions: Lots 7 through 14, SUB of Lots 1, 2, 3, 4 & 5 of Block 244, Original Plat & a parcel of land, in the NE 1/4 of Section 16, T4N,R2W, City of Lansing, Ingham County, MI., being part of Lots 2 & 3, Block 244, Original Plat, according to the recorded plat thereof as recorded in Liber 2 of Plats, Pages 36-38, Ingham County Records, described as commencing at the E 1/4 Corner of Section 16; thence N89°25'43"W along the E-W 1/4 line of said Section 16 a distance of 981.30 feet; thence N00°37'58"E 889.50 feet to a point on the E line of Cedar Street & the point of beginning; thence N00°37'58"E along said E line 145.40 feet; thence S89°35'07"E 428.68 feet to the W line of Larch Street; thence S00°38'43"W along said W Line 147.05 feet; thence N89°21'51"W 428.65 feet to the point of beginning; said parcel containing (62,682 square feet); subject to any vacated/not vacated streets or alleys and all easements or restrictions, if any, Original Plat, City of Lansing, Ingham County, State of Michigan, from "H" Light Industrial District to "G-1" Business District.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance was duly adopted by the Lansing City Council on March 19, 2012, and a copy is available in the office of the Lansing City Clerk, 9th Floor, City Hall, 124 W. Michigan Avenue, Lansing, MI 48933.

Section 4. This ordinance shall take effect upon the expiration of seven (7) days from the date this notice of adoption is published in a newspaper of general circulation.

An Ordinance of the City of Lansing, Michigan, Providing for the Rezoning of a parcel of real property located in the City of Lansing, Michigan and for the revision of the district maps adopted by section 1246.02 of the Code of Ordinances.

Property identified as Z-4-2011; 400 Block of Liberty St., rezoning three parcels of land at the southwest corner of Liberty and N. Cedar Street from "C" Residential District to "F-1" Commercial District

Was read a second time by its title and adopted by the following roll call vote:

Yeas: Council Members Dunbar, Houghton, Jeffries, Quinney, Robinson, Washington, Wood, Yorko

Nays: None

By Council Member Quinney

THAT THIS ORDINANCE, BEING NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, HEALTH, OR SAFETY SHALL TAKE EFFECT UPON ITS PASSAGE

Motion Carried

ORDINANCE #2567

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification of the property described as follows:

Case Number: Z-4-2011
 Address: 400 Block, Liberty Street
 Parcel Number: PPN's: 33-01-01-09-279-132/-141/-151
 Legal Descriptions: Lot 8, except that part used for highway purposes, and Lots 9 & 10, Block 5, Original Plat, City of Lansing, Ingham County, State of Michigan, from "C" Residential District to "F-1" Commercial District.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance was duly adopted by the Lansing City Council on March 19, 2012, and a copy is available in the office of the Lansing City Clerk, 9th Floor, City Hall, 124 W. Michigan Avenue, Lansing, MI 48933.

Section 4. This ordinance shall take effect upon the expiration of seven (7) days from the date this notice of adoption is published in a newspaper of general circulation.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Dunbar that all items be considered as being read in

full and that President Jeffries make the appropriate referrals

Motion Carried

- Reports from City Officers, Boards and Commissions:

a. Letter(s) from the Mayor re:

i. Grant Applications; Michigan Department of Natural Resources

1. Trust Fund Grant for Francis Park Trail Improvements

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

2. Recreation Passport Grant for Francis Park Trail Improvements

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

3. Recreation Passport Grant for Cherry Hill Universally Accessible Canoe Launch

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- Communications and Petitions and Other City Related Matters:

a. Letter from Old Everett Neighborhood Association regarding issues of crime and harassment

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

b. Sponsorship request from Fenner Nature Center

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

c. Letter from Michigan Women's Historical Center and Michigan Women's Hall of Fame requesting sponsorship of a new exhibit: "Women Who Dared to Lead: Michigan Women in Politics"

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

d. Application for Community Funding submitted by Progressive Empowerment Education Resource Services (P.E.E.R.S.) for the 2012 Juneteenth Celebration/Festival

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

e. Community Funding Reporting Statement submitted by Progressive Empowerment Education Resource Services (P.E.E.R.S.) for the 2011 Juneteenth Celebration

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

**REMARKS BY THE MAYOR
OR EXECUTIVE ASSISTANT**

Mayor Bernero spoke about the passage of the resolutions and ordinance related to the Kewadin Grand River Casino project.

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

Stan Shuck of 818 Cooper Ave. spoke about various city matters.

Peter Lavoie of the Lansing Economic Development Corporation spoke about various city matters.

Angie Shuck of 2220 Maplewood Ave. spoke about various city matters.

John Pollard of 1718 Blair St. spoke about various city matters.

Kathi Raffone of 1221 Muskegon Ave. spoke about various city matters.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

Charlene Decker of 2711 Pleasant Grove Rd. spoke about various city matters.

ADJOURNED TIME 9:58 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF MARCH 26, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries.

PRESENT: Council Members Dunkar, Houghton, Jeffries, Quinney, Robinson, Washington, Wood, Yorko

ABSENT: None

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunkar

To approve the printed Council Proceedings of March 5, 2012

Motion carried

SPECIAL CEREMONIES

• Special Ceremonies

1. Presentation; 2012 Bea Christy Awards Dinner winner and nominees

President Jeffries thanked the Lansing Neighborhood Council for the Bea Christy Awards. He also spoke about the life of Bea Christy. He presented certificates of appreciation to Chuck Hallman and Beth Monteith.

Beth Monteith stated that it is an honor to serve the community.

President Jeffries gave a certificate of appreciation to the Bea Christy Award winner, Denise Kelly.

Randy Hannan, on behalf of Mayor Bernero, spoke about the spirit of volunteerism in the City of Lansing.

State Representative Bauer presented tributes to the awards nominees and winner.

President Jeffries spoke about the nominees who could not be present this evening.

2. Tribute; In recognition of South Lansing/Holt Rotary's 9th Annual Scholarship Fundraiser

Council Member Houghton spoke about South Lansing/Holt Rotary's 9th Annual Scholarship Fundraiser.

City Clerk Swope read the following resolution:

RESOLUTION #2012-046

BY COUNCIL MEMBER TINA HOUGHTON
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, The South Lansing/Holt Rotary Club raised approximately \$14,000 this year for scholarships at its 9th Annual Celebrity Luncheon on March 1, 2012 held at the Lansing Texas Roadhouse; and

WHEREAS, The South Lansing/Holt Rotary awards 6 or 7 scholarships each year from the proceeds of this event, with each scholarship typically being around \$2,000; and

WHEREAS, the scholarship committee pays close attention to applicants who have served their community following the Rotary's motto of "Service Above Self." They also look at applicants who have high academic success and who also are in need of financial assistance; and

WHEREAS, the Celebrity Luncheon was made possible by the Lansing Texas Roadhouse, its managing partner Scott Anglebrandt, and the local celebrities who volunteered to work the event; and

WHEREAS, the South Lansing/Holt Rotary supports many other local causes. They are involved in Give-A-Kid-A-Christmas programs, they purchase Thanksgiving meals for local needy families, and many more; and

WHEREAS, The Rotary Club was formed in 1968, incorporated in 1978, and has 29 members;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, congratulates and thanks the South Lansing/Holt Rotary Club and the Texas Roadhouse for their amazing success raising local student scholarship funds at the 9th Annual Celebrity Luncheon that was held on March 1, 2012 and wishes all the same success at the events to come.

By Council Member Houghton

Motion Carried

Mike Ramp stated that it is a pleasure to accept this tribute on behalf of the South Lansing/Holt Rotary Club.

3. Tribute; In recognition of Everett High School State Champion Swimmer Blake Howe

Council Member Houghton spoke about Blake How Growing up and his accomplishments in swimming at Everett High School.

City Clerk Swope read the following resolution:

RESOLUTION #2012-047

BY COUNCIL MEMBER TINA HOUGHTON
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Blake Howe is an Everett High School Senior and Everett Varsity School record holder for the Butterfly Stroke and the new Division 1 State Champion for the 100 Yard Backstroke; and

WHEREAS, Blake Howe started his swimming career with swim lessons at Lake Charlevoix and he started competing 5 years ago at Gardner Middle School; and

WHEREAS, Blake was a varsity swimmer his entire 4 years at Everett High School; and

WHEREAS, during his freshman year, Blake was awarded Most Improved swimmer award and in his sophomore and junior years, Blake

was awarded Most Valuable swimmer award both years; and

WHEREAS, Blake swam at a Division 1 State competition level both his sophomore and junior years at Everett; and

WHEREAS, Blake is a member of the Water Polo Club Team with swimmers from East Lansing, Holt, and Everett High Schools; and

WHEREAS, Blake also swims year-round at the Spartan Swim Club and has participated in various competitions; and

WHEREAS, in 2012, Blake set the Everett High School Record for the 200 Individual Medley event, and also for the Butterfly Stroke with a time of 50.27 seconds; and

WHEREAS, also in 2012, Blake Howe became the Division 1 State Champion in the 100 Yard Backstroke with a time of 50.83 seconds; and

WHEREAS, Blake hopes to continue swimming at a collegiate level, and is considering many offers from around the nation;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, congratulates Blake Howe on becoming a 2012 Everett High School record holder, and a 2012 Division 1 State Champion, in competitive swimming and wishes him all the best in all his future endeavors.

By Council Member Houghton

Motion Carried

Blake Howe spoke about all of the hard work he puts into swimming year-round.

Laurie Howe spoke about being a proud parent and watching all of her son's hard work.

Coach Nate stated that Blake broke his record in the butterfly event at Everett High School.

COUNCIL MEMBERS' COMMENTS AND CITY CLERK'S ANNOUNCEMENTS:

Council Member Robinson congratulated the Sexton High School boys basketball team on becoming Class B State Champions for the second year in a row. She also congratulated Blake Howe on his achievements.

Council Member Yorko congratulated the Sexton High School boys basketball team on becoming Class B State Champions for the second year in a row.

Council Member Wood announced the 4th Annual Cesar E. Chavez Memorial Observance, a fundraiser for Cesar E. Chavez Memorial Observance, a Community Youth Summit, and a domestic violence program and the Boys and Girls Club.

Council Member Washington announced Baker-Donora neighborhood's annual Easter egg hunt event.

Council Member Quinney spoke about Lansing's high schools.

Council Member Houghton announced the next Bluebell Park Neighborhood Watch meeting.

COMMUNITY EVENT ANNOUNCEMENTS

Darnell E. Oldham, Sr. announced National Hoodie Day.

O.D. Harris announced a rally in honor of Trayvon Martin.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Mayor Bernero delivered the following budget address:

Mayor Virg Bernero's Executive Budget Recommendation for Fiscal Year 2012-2013

FY13 Budget Address
March 26, 2012

Council colleagues, citizens of Lansing, today marks the start of our budget process for the coming fiscal year, which begins July 1. As in years past, my budget proposal is based on fundamentally sound principles of fiscal responsibility and prudent management of the city's limited resources.

We have faced major financial challenges in recent years due to the devastating impact of the Great Recession on our city's bottom line. The massive loss of property tax revenues, combined with continually increasing costs, has forced us to scale back city government to reflect these new financial realities.

Since I have been mayor we have eliminated more than \$60 million in budget deficits, and downsized our workforce by nearly one third.

Yet we also have good news. Unemployment is down to its lowest level since 2008. Thanks to GM's strong comeback, the Lansing region is leading the nation in manufacturing job growth. Housing prices are starting to rebound, and foreclosures are down. These are all strong indicators that we are slowly growing our way out of the recession.

As encouraging as these signs are, we still have work to do. We still have tough choices to make. Because the reality is that our budget continues to show a structural deficit – a long-term pattern of expenses growing faster than our revenues. Even though we have nearly a third less employees than we did 6 years ago, our costs for health care and pensions continue to rise. In the year ahead, the city's contribution to our employee's health care and pension costs will increase by a whopping \$4 million. We expect they will rise again next year by a similar amount.

Rising costs and plummeting revenues have been a prescription for disaster in cities across Michigan and around the nation. Flint, Pontiac, Detroit, Benton Harbor have fallen so far that in several cases the state has intervened in the form of an emergency manager. Cities like Birmingham, Alabama and Harrisburg, Pennsylvania – a capital city like Lansing – have already filed for bankruptcy. Even in California's Silicon Valley, where the local economy is booming again, the city of San Jose is teetering on the brink of insolvency.

We're not in that position here in Lansing and there is a reason for it. Unlike other cities, we didn't bury our heads in the sand. We didn't look the other way while our costs spun out of control and our revenues disappeared. We have made the tough decisions along the way to keep our city solvent. In fact, one key measure of our success in this regard is that we still enjoy a double-A credit rating.

Now, as we emerge from the depths of the recession, we must continue on the path of fiscal responsibility. We must take serious action to control rising costs and to ensure that our city government lives within its means now and in the future. The budget I propose for FY13 does exactly that.

My blueprint for the coming year uses a combination of spending cuts and revenue enhancements to eliminate a \$4.7 million budget gap, to make new strategic investments that will strengthen our city, and to address the long-term costs that are driving our structural deficit.

Our employees have stood tall throughout this very difficult time. They have made significant sacrifices in the form of furlough days. They are working harder, smarter and faster than ever before. They have come to the table in good faith and worked with us to enact compensation reforms. I appreciate everything our employees have done to be good partners in moving the city forward and addressing our budget challenges.

But we are not out of the woods yet. Rising costs for health care and pensions continue to be the largest drivers of increased spending in our budget. As these costs go up and take an ever larger portion of our general fund, they reduce the resources we have available to provide essential city services. After reducing our workforce by nearly one-third, we simply cannot make further reductions without cutting into the bone of the services we provide as a city.

Addressing the increased costs of health care and pensions is also the subject of new state mandates that will impact all of our employees by 2015. In accord with these mandates, employees will be required to pay a greater portion of their health care premiums, and the city's contribution to our pension systems will be capped. My executive staff, cabinet and our non-bargaining employees will be the first to bear the brunt of these mandates. Beginning July 1, they will be the first city employees to pay the difference between the cost of their health care plan and the "hard cap" that limits how much the city can contribute to employee health care.

We have no alternative but to meet these mandates, or risk losing millions of dollars in state shared revenues in the years ahead. For this reason, my FY13 budget plan asks our employees to consider furlough days or health care and pension reforms to help us close the budget shortfall for the coming year. In the absence of these reforms, our non-emergency employees will be required to take up to 26 furlough days. However, if we can negotiate health care and pension reforms that achieve comparable savings, we can reduce or even eliminate furlough days altogether. I invite all of our employee unions to come to the table to work through this challenge in partnership with us.

The other piece of good news is that our residents last year voted last year for the special millage for police, fire and roads. The millage will generate an estimated \$7.6 million for these critical areas, and my budget reflects the dedication of these new funds to our police and fire departments, and to the repair of neighborhood streets that otherwise would not get fixed any time soon. Thanks to our city voters, in the year ahead we will be able to strengthen public safety by calling back seven of the police officers we were forced to lay off last year. And we will move ahead with our plan to consolidate our police department into the South Washington Office Complex.

My budget plan also includes a proposal for a new 10-year agreement with the Board of Water and Light that currently provides a 4% Return on Equity – our share of the BWL's annual revenues from utility sales. Our current agreement expires on June 30 and we will soon engage with the BWL in discussions to renew that agreement for the next ten years. My administration will propose increasing our Return on Equity to 5 percent, which is expected to provide an additional 3 to 3.5 million dollars annually. As we look around the country at other municipal utilities, the median Return on Equity is 5 percent. Among utilities with annual revenues over \$100 million, the median Return on Equity is 6 percent. Our proposal for a 5% Return on Equity is consistent with these benchmarks.

We have all heard a lot of talk about regionalism, about how we must find ways to deliver essential public services on a regional basis to realize greater efficiencies for our taxpayers. Here in the Lansing region we have moved beyond talking and started taking action. Here again, we are faced with state mandates that will increasingly require us to cooperate,

collaborate and even consolidate with our neighbors. We simply cannot afford to go it alone any longer. We have made significant progress in strengthening the bonds of regional cooperation.

We are now sharing a fire chief with East Lansing, while we study the possibility of combining regional fire departments. Later this year we will open our new Consolidated 9-1-1 dispatch center. Our region's judges are talking about consolidation of our courts, and we continue to have a dialogue with Ingham County Sheriff Gene Wriggelsworth about ways that we can strengthen public safety in Lansing through greater cooperation with his office.

In the year ahead we will take even more steps in this direction. In the area of economic development, we will sign a new agreement with the Lansing Economic Area Partnership (LEAP) to manage Lansing's economic development programs. We will ask LEPFA to help manage the marketing and concessions at Groesbeck Golf Course. All of these measures are necessary to continue streamlining our city government to deliver the highest quality public services at the lowest possible cost to our taxpayers.

As we look ahead to the new fiscal year, some maybe tempted to look for easy answers and quick fixes that merely push our problems into the future. Let me be clear: we will not wait for our financial challenges to take us down. We will make the tough choices to control city spending today so we can once and for all put the days of deficit after deficit behind us.

My fellow citizens, I know that many of you continue to struggle and sacrifice in these historically tough times. Your city government is not exempt from these same challenges. Yet even in the toughest economy in generations, we are still able to provide our residents with the public services you expect and deserve. It has not been easy, but we have a remarkable team of leaders and employees who work hard every day to make Lansing a great city to live.

I want to thank everyone who worked so diligently to put together this budget recommendation. I particular I want to thank our Interim Finance Director Angie Bennett and her entire team in the Finance Department for their great work.

And to my Council colleagues, I look forward to working with you in good faith to address the budgetary challenges we now face and to approve a balanced and responsible spending plan for the coming fiscal year.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

- Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings.

Stan Shuck of 818 Cooper Ave. spoke about grants.

John Pollard of 1718 Blair St. stated concerns with grants.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. stated concerns with grants.

LEGISLATIVE MATTERS

CONSENT AGENDA

By Council Member Dunbar

To approve all items on the Consent Agenda.

Council Member Wood asked that items 3a, 3b, 4a, 4b, and 4c be

removed from the Consent Agenda.

The question being adoption of the remaining item on the Consent Agenda

Motion Carried

RESOLUTION #2012-048

BY COUNCIL MEMBER CAROL WOOD
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, The City of Lansing is honoring the memory of Cesar E. Chavez and declaring March 31, 2012 as Cesar E. Chavez Day in the City of Lansing; and

WHEREAS, Cesar E. Chavez was born on March 31, 1927 in Yuma, Arizona, and he died on April 23, 1993 in San Luis, AZ.; and

WHEREAS, Cesar E. Chavez, and Dolores Huerta joined together on September 30, 1962 and founded the National Farm Workers Association (NFWA) after extensive national organizing efforts. Also, on September 30, 1962, the first convention of the NFWA was convened with hundreds of delegates assembled in an abandoned movie theater in Fresno, CA; and

WHEREAS, for over 30 years, as a co-founder of the NFWA, now United Farm Workers (UFW), Cesar Chavez showed great determination in bringing unity, fair wages, respect, and humane living conditions to hundreds of thousands of farm workers throughout the country; and

WHEREAS, this year marks the 50th Anniversary of Cesar E. Chavez's dedication to non-violence, public service, community, and respect for all cultures. He continues to serve as an inspiration to others who wish for a more peaceful and just society; and

WHEREAS, on March 29, 2012, the City of Lansing will host the 4th Annual Cesar E. Chavez Memorial Observance honoring this great national hero; and

WHEREAS, the theme for this year's observance is "50 Years/50 Anos," in honor of the 50th anniversary of the UFW, which is exemplified by one of Cesar's quotes:

"We believe that this is the beginning of a significant drive to achieve equal rights for agricultural workers";

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, honors the memory of Cesar E. Chavez and declares March 31, 2012 as Cesar E. Chavez Day in the City of Lansing.

Adopted as part of the Consent Agenda

RESOLUTIONS

RESOLUTION #2012-049

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission received a request from Gone Wired Cafe, LLC for a New Class C License, issued under MCL 436.1521a (1)(b) with Dance-Entertainment Permit to be located at 2021 East Michigan Ave, Lansing, MI 48912, Ingham County; and

WHEREAS, the Committee on General Services met on March 26, 2012 to review the request with affirmative action taken;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the request from Gone Wired Cafe, LLC for a New Class C License, issued under MCL 436.1521a (1)(b) with Dance-

Entertainment Permit to be located at 2021 East Michigan Ave, Lansing, MI 48912, Ingham County;

BE IT FURTHER RESOLVED, the City Clerk is requested to notify the Michigan Liquor Control Commission of the action taken.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-050

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission received a request from Lucky's Hole in the Wall, LLC to Transfer Ownership of 2011 Class C Licensed Business with Dance-Entertainment Permit, located at 400-402 Baker, Lansing, MI 48910, Ingham County from Octavio's B & G, LLC to Lucky's Hole in the Wall, LLC; and

WHEREAS, the Committee on General Services met on March 26, 2012 to review the request with affirmative action taken;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the request from Lucky's Hole in the Wall, LLC to Transfer Ownership of 2011 Class C Licensed Business with Dance-Entertainment Permit, located at 400-402 Baker, Lansing, MI 48910, Ingham County from Octavio's B & G, LLC to Lucky's Hole in the Wall, LLC;

BE IT FURTHER RESOLVED, the City Clerk is requested to notify the Michigan Liquor Control Commission of the action taken.

By Council Member Houghton

Motion Carried

THIS ITEM WAS NOT REPORTED FROM THE COMMITTEE ON GENERAL SERVICES

Approval of a request from CDDM Corporation to Transfer All Stock in 2011 Class C licensed business with Dance-Entertainment Permit, & Topless Activity Permit, located at 5910 S Pennsylvania Ave. wherein Derek Wroblewski transfers 60,000 shares of stock to new stockholder, FG Lansing 2, LLC

RESOLUTION #2012-051

BY COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, a grant application for \$300,000 is to be filed with the Michigan Department of Natural Resources for the Michigan Natural Resources Trust Fund grant no later than April 1, 2012; and

WHEREAS, the proposed Frances Park Trail improvements are contained in the Parks Five Year Master Plan for 2010 through 2015; and

WHEREAS, the Frances Park Trail improvements are meant to create a connection between the Waverly Road Pathway south of Moores River Drive and Frances Park; and

WHEREAS, a Park Board meeting was held on March 14, 2012 to discuss the Frances Park Trail Improvements; and

WHEREAS, the Ways and Means Committee met on March 22, 2012 and unanimously supported the MDNR Trust Fund application.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, supports submittal of the Michigan Natural Resources Trust Fund grant to be filed with the Michigan Department of Natural Resources.

By Council Member Robinson

To place an affirmative roll on the resolution

By Council Member Robinson

To amend the fourth WHEREAS clause following "March" by striking "15" and inserting "14"

Motion Carried

By Council Member Dunbar

To amend the fourth WHEREAS clause following "WHEREAS a" by striking "public" and inserting "Park Board

Motion Carried

The question being the motion to place an affirmative roll on the resolution

Motion Carried (Council Member Washington voting nay)

RESOLUTION #2012-052

BY COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, a grant application for \$45,000 is to be filed with the Michigan Department of Natural Resources for the Recreation Passport Grant no later than April 2, 2012; and

WHEREAS, the proposed Frances Park Trail improvements are contained in the Parks Five Year Master Plan for 2010 through 2015; and

WHEREAS, the Frances Park Trail improvements are meant to create a connection between the Waverly Road Pathway south of Moores River Drive and Frances Park; and

WHEREAS, a Park Board meeting was held on March 14, 2012 to discuss the Frances Park Trail Improvements; and

WHEREAS, the Ways and Means Committee met on March 22, 2012 and unanimously supported the MDNR Recreation Passport Grant application.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, supports submittal of the Recreation Passport Grant to be filed with the Michigan Department of Natural Resources.

By Council Member Robinson

To place an affirmative roll on the resolution

By Council Member Robinson

To amend the fourth WHEREAS clause following "WHEREAS a" by striking "public" and inserting "Park Board" and following "March" by striking "15" and inserting "14"

Motion Carried

The question being the motion to place an affirmative roll on the resolution

Motion Carried (Council Member Washington voting nay)

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

Reports from City Officers, Boards and Commissions:

- a. Letter from the City Clerk providing notice of the placement on file of Minutes of Boards and Authorities

RECEIVED AND PLACED ON FILE

- b. Letter(s) from the Mayor re:

- i. City of Lansing's Consolidated Strategy and Plan Submission and Action Plan for Community Development Block Grant (CDBG), HOME Program, and Emergency Shelter Grant Program funds for Fiscal Year 2013

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- ii. Z-2-2012; 3303 N. East St., a request from Auto Warehouse Body shop to rezone the property located at 3303 N. East St. from "F" Commercial District to "G-2" Wholesale District for an automotive body shop (motor vehicle repair station)

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

Communications and Petitions, and Other City Related Matters:

- a. Letter from the State of Michigan Department of Civil Rights seeking participation in the Michigan Hispanic Advocacy Day to be held May 17, 2012

REFERRED TO THE COMMITTEE OF THE WHOLE

- b. Letter from Comcast Cable providing notice of channel lineup changes effective March 23, 2012

RECEIVED AND PLACED ON FILE

- c. Sponsorship request from the National Association of Negro Business and Professional Women's Club, Greater Lansing Area Club

REFERRED TO THE COMMITTEE OF THE WHOLE

- d. Application for Community Funding submitted by Volunteers of America Michigan for its Stand Down for Homeless Veterans event to be held May 23, 2012

By Council Member Robinson

To accept a substitute resolution for the one originally placed in the packet

REFERRED TO THE COMMITTEE OF THE WHOLE

Motion Carried

**REMARKS BY THE MAYOR
OR EXECUTIVE ASSISTANT**

Mayor Bernero announced the next Mobile Food Pantry event.

The question being the motion to place an affirmative roll on the resolution

Motion Carried (Council Member Washington voting nay)

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

ADJOURNED TIME 8:50 P.M.

Claude Beavers of 3010 Boston Blvd. spoke about various city matters.

Stan Shuck of 818 Cooper Ave. spoke about various city matters.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

William Hubbell of 3916 Wedgewood Dr. spoke about sidewalks.

Prince Spann of 5726 Pine Ridge in Meridian Twp. spoke about various city matters.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Mary Reynolds of 2003 Barritt St. spoke about various city matters.

The City Council returned to the order of:

CHRIS SWOPE, CITY CLERK

RESOLUTIONS

RESOLUTION #2012-053

BY COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, a grant application for \$45,000 is to be filed with the Michigan Department of Natural Resources for the Recreation Passport Grant no later than April 2, 2012; and

WHEREAS, the proposed Cherry Hill Park improvements are contained in the Parks Five Year Master Plan for 2010 through 2015; and

WHEREAS, the Cherry Hill Park improvements are meant to provide a Universally Accessible Canoe and Kayak launch; and

WHEREAS, the Parks Board met on March 14, 2012 and unanimously support the above project be submitted to the City Council for approval; and

WHEREAS, the Ways and Means Committee met on March 22, 2012 and unanimously supported the MDNR Recreation Passport Grant application; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, supports submittal of the Recreation Passport Grant to be filed with the Michigan Department of Natural Resources.

By Council Member Robinson

To place an affirmative roll on the resolution



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF APRIL 9, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:06 p.m. by President Jeffries.

PRESENT: Council Members Dunbar, Jeffries, Robinson, Wood, Yorko

ABSENT: Council Members Houghton (Arrived at 7:13 p.m.), Quinney (Arrived at 7:09 p.m.) and Washington (Arrived at 7:12 p.m.)

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunbar

To approve the printed Council Proceedings of March 26, 2012

Motion carried

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS**

Council Member Wood announced the Eastfield, Holmes Street neighborhood meetings, the Allen Neighborhood Center's Senior Discovery Group meeting, Hunter Park Garden Housing composting classes, a garden roundtable meeting, Old Everett neighborhood meeting, and the next Cavanaugh Park neighborhood meeting.

Council Member Quinney arrived at the meeting at 7:09 p.m.

Council Member Yorko announced the next Lansing Walking and Biking Task Force, the Westside Business Breakfast, the Nourish Network breakfast, and a volunteer work day for the Old Oakland neighborhood.

Council Member Washington arrived at the meeting at 7:12 p.m.

Council Member Robinson announced the cancellation of the next 2nd Saturdays meeting for residents of the 3rd Ward.

Council Member Houghton arrived at the meeting at 7:13 p.m.

City Clerk Swope announced the Waverly School District election.

COMMUNITY EVENT ANNOUNCEMENTS

William Hubbell announced the next Churchill Downs neighborhood meeting.

Darnell E. Olham, Sr. announced National Hoodie Day.

Angela Matthews announced the Night of Love – Giving from the Heart event.

Council Member Houghton announced the Cavanaugh Park and Old

Everett neighborhood meetings

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, announced the Capital City Film Festival, the Lansing Marathon and the next Common Ground festival. He spoke about the Crosstown Showdown event and the Design Lansing 2012 Comprehensive Plan.

Council Member Wood asked about a sign at Mt. Hope and Waverly.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings.

John Pollard of 1718 Blair St. spoke in opposition to the noise waiver for the Washington Ave. Project area and the Design Lansing 2012 Comprehensive Plan.

Darnell E. Olham, Sr. of 3815 Berwick Dr. spoke in opposition to the noise waiver for the Washington Ave. Project area and the Design Lansing 2012 Comprehensive Plan.

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #2012-056

BY THE DEVELOPMENT AND PLANNING COMMITTEE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

RESOLUTION – Adoption of the Design Lansing 2012 Comprehensive Plan.

WHEREAS, the City of Lansing Planning Commission (a.k.a. "Planning Board", hereinafter referred to as the "Commission"), under the provisions of the Michigan Planning Enabling Act (P.A. 33 of 2008) and Article 5, Chapter 6 of the Lansing City Charter, shall develop and maintain a master plan for the orderly development of the City; and

WHEREAS, three citywide comprehensive plans were adopted by the City of Lansing, dated 1921, 1938, and 1958, respectively; and

WHEREAS, in 1976, the City was geographically subdivided into four planning areas (the River Island Area, the Southwest Area, the Southeast Area and the North-East Area) for the purpose of revising the City's Comprehensive Master Plan, and this revision was completed with the

Commission's adoption of the North-East Area Plan on February 15, 1983.

WHEREAS, the four "Area" plans, along with their numerous amendments and other planning studies were consulted as part of this planning process; and

WHEREAS, the City contracted with Smith Group JJR (hereinafter referred to as "the Consultant") to prepare and complete a new comprehensive plan for the City of Lansing in conjunction with the Planning and Neighborhood Development Department; and

WHEREAS, the planning process was designed to encourage citizen participation to ensure that community priorities were addressed and consensus on plan directions was achieved in each phase of work. A range of community engagement strategies were used, including:

- The formation of a 77-member Stakeholder Advisory Group, consisting of citizens, property owners, developers, business owners, and government representatives, who met with the City/consultant core team throughout the planning process to review and advise on developing plan content.
- Early interviews with selected public and private sector leaders to identify key planning issues and opportunities.
- A series of over 25 workshops with community groups to help identify areas in Lansing that should be preserved, enhanced, or transformed. The results of these workshops were analyzed to identify top priorities that served as the basis for drafting goals, issues and strategies, and developing concepts for change.
- Over 1,000 spot surveys that added information on what respondents liked best and least about Lansing.
- A community character workshop structured as a visual preference survey with real-time digital voting.
- A series of four citywide workshops on priority issues and draft objectives.
- A citywide workshop on concepts for change and a subsequent day-long charrette.
- Public hearings by the Planning Commission and City Council.

WHEREAS, the Stakeholder Advisory Group, City staff, and consultants carefully and comprehensively studied present conditions, projections of future trends, and the regional context of Lansing and neighboring jurisdictions; and

WHEREAS, the *Design Lansing* Plan builds on a number of recent and concurrent planning efforts, including the following:

- *Non-Motorized Plan*, City of Lansing (adopted November 2011),
- *Parks and Recreation Master Plan 2010-2015*, City of Lansing (adopted March 2010),
- *City of Lansing Hazard Mitigation Plan (December 2010)*,
- *Greater Lansing Next: A Plan for Regional Prosperity*, Lansing Economic Area Partnership (adopted November 2009),
- *Art Works: Creative Invention/Reinvention*, Cultural Economic Development Steering Committee (October 2009),
- *Regional 2035 Transportation Plan*, Tri-County Regional Planning Commission (2010),
- *Greening Mid-Michigan*, Tri-County Regional Planning Commission,

- *Michigan/Grand River Avenue Transportation Study*, Capital Area Transportation Authority (CATA),
- *Designing for Transit-Oriented Development*, CATA (April 2010),
- *Draft Michigan Avenue Corridor Conceptual Development Plan*, Michigan
- Avenue Corridor Improvement Authority Exploratory Committee (2009),
- *Regional Growth: Choices For Our Future*, Tri-County Regional Planning Commission (September 2005),
- Saginaw-Oakland Corridor Study (2008),

WHEREAS, copies of the *Design Lansing* Comprehensive Plan were forwarded to all adjoining jurisdictions, railroads, utilities, and state and local jurisdictions that have responsibility for financing or constructing public improvements at least sixty (63) days prior to the public hearing, in accordance with Section 41 of the Michigan Planning Enabling Act, and as authorized by City Council; and

WHEREAS, the Planning Commission held a duly noticed public hearing at the South Side Community Center on Wednesday, November 9, 2011, at which five (5) members of the public spoke; and

WHEREAS, the Planning Commission took into consideration the testimony presented at said public hearing and the comments received from adjacent jurisdictions, and now desires to present its recommendation for adoption of the Plan to the Lansing City Council; and

WHEREAS, at its regular meeting on February 7, 2012, the Planning Commission of the City of Lansing, Michigan approved the *Design Lansing* Comprehensive Plan draft dated February 7, 2012, and recommended its adoption by the Lansing City Council; and

WHEREAS, the Commission further recommended that the City of Lansing proceed with the steps necessary to implement the *Design Lansing* Plan recommendations, and that this Plan be reviewed and amended as appropriate every five (5) years in accordance with the provisions of the Michigan Planning Enabling Act; and

WHEREAS, the Committee on Development and Planning has reviewed the *Design Lansing* Comprehensive Plan and the recommendation of the Planning Commission and concurs therewith;

NOW, THEREFORE BE IT RESOLVED that the Lansing City Council hereby adopts the *Design Lansing* Comprehensive Plan draft dated February 7, 2012, subject to final editing for publication.

By Council Member Quinney

Motion carried by the following roll call vote:

Yeas: Council Member Dunbar, Houghton, Jeffries, Quinney, Washington, Wood, Yorko

Nays: None

RESOLUTION #2012-057

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Kevin O'Malley from 10603 Royston Rd, Grand Ledge, MI, 48837 to an At-Large position on the LEDC/TIFA/LBRA Board for a term to expire February 28, 2016

WHEREAS, the Committee on Development and Planning met on April 4, 2012 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby confirms the appointment of Kevin O'Malley from 10603 Royston

Rd, Grand Ledge, MI, 48837 to an At-Large position on the LEDC/TIFA/LBRA Board for a term to expire February 28, 2016.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-058

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Pamela Werling of 317 E. Hillsdale to the Vacant Position on the Downtown Lansing Inc. Board as the Neighborhood Representative, for a Term to Expire June 30, 2013.

WHEREAS, the General Services Committee met on April 3, 2012, and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby confirms the appointment of Pamela Werling of 317 E. Hillsdale to the Vacant Position on the Downtown Lansing Inc. Board as the Neighborhood Representative, for a Term to Expire June 30, 2013.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-059

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, pursuant to Resolution #2012-028 adopted by this council on February 27, 2012, a public hearing was held on Monday, April 02, 2012, in consideration of this request by Public Service Department for issuance of a waiver of the noise ordinance to permit the contractor for the S. Washington Avenue Road Reconstruction Project to work Monday through Friday from 8:00 PM to 10:00 PM and Saturdays from 8:00 AM to 5:00 PM; and

WHEREAS, the S. Washington Avenue Road Reconstruction Project Area is S. Washington Avenue from Malcolm X (Main) Street to Barnes Avenue, South Street west of Washington Avenue and Malcolm X Street from Capitol Avenue to Washington Avenue; and

WHEREAS, performing construction outside of normal business hours will allow for better service to the local businesses by minimizing the disruption during regular business hours; and

WHEREAS, the use of extended work hours will expedite construction of the project; and

WHEREAS, no written or verbal comments in opposition to this noise waiver were received from anyone within the project area at the public hearing or during the public comment period.

NOW, THEREFORE, BE IT RESOLVED that City Council grant a noise waiver permit to the Public Service Department to allow the contractor for the S. Washington Avenue Road Reconstruction Project to work Monday through Friday from 8:00 PM to 10:00 PM and Saturdays from 8:00 AM to 5:00 PM, while conducting construction activities for the project.

By Council Member Houghton

Motion Carried

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

**REPORTS FROM CITY OFFICERS, BOARDS, AND
COMMISSIONS; COMMUNICATIONS AND
PETITIONS; AND OTHER CITY RELATED MATTERS**

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

Reports from City Officers, Boards and Commissions:

- a. Letters from the City Clerk:
 - i. Submitting a copy of Mayor Bernero's Executive Order 2012-01; Reorganization of the Finance and Public Service Departments

REFERRED TO THE COMMITTEE OF THE WHOLE

- ii. Providing notice of the placement on file of General Fund and Other Funds Fiscal Year 2011 Review by the Internal Auditor

REFERRED TO THE COMMITTEE OF THE WHOLE

Communications and Petitions, and Other City Related Matters:

- a. Sponsorship request from the Historical Society of Greater Lansing

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- b. Application for Community Funding submitted by Lutheran Social Services of Michigan for its participation in World Day at Hunter Park to be held June 9, 2012

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

Jerry Cherry of 6218 Haag Rd. spoke about various city matters.

John Pollard of 1718 Blair St. spoke about various city matters.

Stan Shuck of 818 Cooper Ave. spoke about various city matters.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

Steve Purchase of 707 Prudden St. spoke about the Police Department budget.

William Hubbell of 3916 Wedgewood Dr. spoke about the City Council.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

ADJOURNED TIME 7:57 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF APRIL 16, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:22 p.m. by President Jeffries.

PRESENT: Council Members Jeffries, Washington, Wood, Yorks

ABSENT: Council Members Dunbar (Arrived at 7:30 p.m.), Houghton (Arrived at 7:24 p.m.), Quinney (Arrived at 7:24 p.m.) and Robinson (Arrived at 7:24 p.m.)

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS:**

Council Members Houghton, Quinney and Robinson arrived at the meeting at 7:24 p.m.

Council Member Wood announced the next Churchill Downs, Colonial Village and Lewton-Rich neighborhood meetings and the Churchill Downs tune up for a bike marathon event.

Council Member Yorks spoke about Old Oakland and Westside Neighborhood beautification projects and the Nurse Network breakfast. She announced an event to install community gardens at Grace Lutheran Church, Global Youth Service Day events, a bike rack event and a self-defense class for women. She also spoke about the Capital City Film Festival.

Council Member Quinney wished his son Dominic and his daughter Dekea, as well as Council Member Houghton happy birthdays.

Council Member Houghton announced a Family Fun at the Park and the Cedar Street Sweep events.

Council Member Dunbar arrived at the meeting at 7:30 p.m.

Council Member Robinson announced the Lansing Marathon.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunbar

To approve the printed Council Proceedings of April 2, 2012

Motion carried

CONSIDERATION OF LATE ITEMS

By Vice President Dunbar

To suspend City Council Rule #9 to allow for Consideration of Late Items

Motion carried

The following item was added to the agenda:

1. Tribute: Declaring April 21, 2012 "Greater Lansing Chapter Jack and Jill Day"

The City Council returned to the order of:

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS:**

City Clerk Swope announced a workshop on chronic illness, the Dancing with the Local Stars event and an election for those in the Waverly School District.

COMMUNITY EVENT ANNOUNCEMENTS

Angela Matthews announced a Town Hall meeting.

Kim Milton announced the Keep the Peace – Stop the Silence Movement event.

Mary Harris announced the Night of Love – Giving from the Heart event.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about the Capital City Film Festival. He announced the inaugural Lansing Marathon events and the next Mobile Food Pantry event.

Council Member Wood asked Randy Hannan about a budget meeting mailing and he stated those meetings are administration meetings.

Council Member Wood asked for a mailing list as well as a cost of the mailing list for those meetings.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

- Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

1. In consideration of the City of Lansing's Consolidated Strategy and Plan Submission and Action Plan for Community Development Block Grant (CDBG), HOME Program, and Emergency Solutions Grant Program funds for Fiscal Year 2013

Dorothy Boone of the Planning and Neighborhood Development

Department gave a brief overview of the Public Hearing.

Kathi Raffone of 1221 Muskegon Ave. spoke in opposition to City Council sponsorship of events.

John Pollard of 1718 Blair St. spoke in opposition to the City of Lansing's Consolidated Strategy and Plan Submission and Action Plan for Community Development Block Grant (CDBG), HOME Program, and Emergency Solutions Grant Program funds for Fiscal Year 2013 and City Council sponsorship of events.

REFERRAL OF PUBLIC HEARINGS

1. In consideration of the City of Lansing's Consolidated Strategy and Plan Submission and Action Plan for Community Development Block Grant (CDBG), HOME Program, and Emergency Solutions Grant Program funds for Fiscal Year 2013

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

LEGISLATIVE MATTERS

CONSENT AGENDA

By Council Member Dunbar

To approve all items on the Consent Agenda.

Motion Carried

RESOLUTION #2012-060

BY COUNCIL MEMBER CAROL WOOD

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Dr. Nanette Reynolds is recognized across Michigan for her distinguished career in State government, including more than ten years of service as the Director of the Michigan Department of Civil Rights under both Republican and Democratic administrations; and

WHEREAS, Dr. Reynolds holds a B.A. from Howard University and an M.S. in Education from Southern Illinois University, and a doctorate in Higher Education Administration, Planning, and Social Policy from Harvard University; and

WHEREAS, over the course of the last five years, Dr. Reynolds has served as an administrator and consultant on access and equity issues at three Michigan institutions of higher education as well as a diversity consultant in the private sector; and

WHEREAS, she co-founded the Imagine Fund which is dedicated to the values of educational attainment and social justice; and

WHEREAS, in 2003, Dr. Reynolds founded Reynovations, LLC to assist organizations and institutions "achieve the benefits of diversity" and since 2004, serves as the Senior Advisor to the President of Grand Valley State University; and

WHEREAS, she is an inspirational speaker and will participate in a traveling exhibit sponsored by Davenport University throughout March and April, speaking on Viola Liuzzo; and

WHEREAS, Dr. Reynolds is an active member of many organizations such as The Greater Lansing Commission on Race and Diversity, Trinity A.M.E. Church, The Delta Sigma Theta Sorority, Inc., The Links, Inc., and the Michigan Psychological Association Foundation Board; and

WHEREAS, the Sojourner Truth Award is the highest award recognition given by the National Association of Negro Business and Professional Women's Clubs, Inc. for a commitment that goes beyond the call of duty and parallels the life of Sojourner Truth in providing exemplary community service;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to congratulate Dr. Nanette Reynolds on being honored as the 2012 Greater Lansing Area Club of the National Association of Negro Business and Professional Women's Clubs, Inc. Pearl Anniversary Founders' Day recipient of the "Sojourner Truth Award". Thank you for your dedicated service to the City of Lansing.

Adopted as part of the Consent Agenda

RESOLUTION #2012-061

BY COUNCIL MEMBER CAROL WOOD

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Charles Blockett, Jr. is President of Charles Blockett, Jr. & Associates, Inc., a human resource consulting firm specializing in executive recruitment, classification, and compensation projects, and examination development projects; and

WHEREAS, in 1997, Mr. Blockett retired from the State of Michigan where he served for fifteen years managing its classification and selection system for 62,000 state employees in 116 personnel agencies; and

WHEREAS, he has a B.A. in Sociology from Wayne State University, a M.A. in Public Administration from the University of Detroit and has completed the John F. Kennedy Program for Senior Executives for state and local government at Harvard University; and

WHEREAS, during Jennifer Granholm's term as Governor, Charles was appointed and currently serves as the Vice Chair to the Michigan Civil Service Commission; and

WHEREAS, an honorary life member and a past president of the International Personnel Management Association (IPMA) which represents human resources administrators at the local, state, and federal level in more than sixty countries. He has represented IPMA in Asia, Africa, Europe, Canada, and every region in the United States; and

WHEREAS, he has also served as Chair of the Greater Lansing Chamber of Commerce, the Capital Region Community Foundation, and the Greater Lansing Convention and Exhibition Authority; and

WHEREAS, Mr. Blockett has been awarded the Chief Okemos Council Distinguished Citizens Award, the Black Associates in State Employment Achievement Award, was the first male member of the Les Meres Debutantes, is Secretary Treasurer of the Sparrow Health Systems Foundation Board, Secretary of Hospice of Lansing Board of Directors, a lifetime member of the NAACP, and was inducted into the Highland Park High School Hall of Fame; and

WHEREAS, his work with at-risk and disadvantaged youth in the Lansing area has been extensive over the past thirty years, serving as chair of the Phi Beta Sigma Fraternity Youth Workshops for over fifteen years, serving as a mentor of youth at Gardner Middle School, as a judge for the Lansing Chamber of Commerce "Up and Coming Young Executives Awards", and most recently establishing a partnership between the Lansing Epsilon Tau Sigma Chapter of Phi Beta Sigma Fraternity and Junior Achievement of Mid-Michigan to offer the Junior Achiever Program to 160 eighth graders at Gardner Middle School;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to congratulate Charles Blockett, Jr. on being honored as the recipient of the 2012 Greater Lansing Area Club of the National Association of Negro Business and Professional Women's Clubs, Inc. Pearl Anniversary Founders' Day "Frederick Douglass Award". We wish you continued success in all your future endeavors.

Adopted as part of the Consent Agenda

RESOLUTION #2012-062

BY COUNCIL MEMBER CAROL WOOD

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Nikki V. Johnson graduated with her Bachelor of Science in Medical Technology in 2001 from Michigan State University and in 2009 earned her certification in Blood Banking from the American Society of Clinical Pathologists; and

WHEREAS, she was introduced to community service at the young age of eight by her mother, Dr. Joan Jackson Johnson and is well-known for her dedication to health, youth, and the community, having twice received the State of Michigan Community Service Award; and

WHEREAS, Nikki's community spirit extends across the country with P.A.P.S. (Professionals Analyzing Pap Smears) Team International, traveling to Nairobi, Kenya to volunteer at the Kenyetta National Hospital for three weeks to help educate women's health nurses and practitioners about the prevention of cervical cancer, a leading cause of death in their country. During her visit she assisted in conducting over 1,500 pap smears; and

WHEREAS, back at home, Nikki's career has been centered around the issues she cares most about, working as a Teaching Assistant for Upward Bound and the Charles Drew Enrichment Laboratory, serving as a Medical Records Technician at Ingham Regional Medical Center, and a Day Shelter Program Supervisor for Advent House Ministries; and

WHEREAS, Nikki volunteers at the Advent House where she cooks and serves meals, coordinates the Christmas Adopt-A-Family, mentors and instructs youth in completing court ordered community service, and as a Day Shelter Program Supervisor. She also volunteers monthly for the Mobile Food Pantry, Community Connect, Loaves & Fishes, St. Vincent Catholic Charities, and as a Basketball Coach for St. Thomas Aquinas;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to express its appreciation for Nikki Johnson's commitment to serving her community and to congratulate her on being honored with the 2012 Greater Lansing Area Club of the National Association of Negro Business and Professional Women's Clubs, Inc. Pearl Anniversary Founders' Day "Community Service Award". Many wishes for continued success!

Adopted as part of the Consent Agenda

RESOLUTION #2012-063

BY COUNCIL MEMBER CAROL WOOD

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Elizabeth "Liz" McMurray was born in Arkansas to parents Bessie Copeland and Jack Brown, was raised in California and later moved to Lansing, Michigan where she has lived for over thirty years; and

WHEREAS, Liz is married to Deacon James McMurray and they have two beautiful daughters, Phyllis and Barbara who blessed them with two grandchildren, six great grandchildren, and three great, great grandchildren; and

WHEREAS, Mrs. McMurray has been a Lansing business owner since May 1978 when she opened Liz's Alteration & Granny Nan Specialty proving clothing alterations, repairs aprons, and later adding homemade gifts; and

WHEREAS, she bases her foundation for living upon Philippians 4:13 which states, "I can do all things through Christ who strengthens me"; and

WHEREAS, Mrs. McMurray is a longtime member of the Robinson Memorial Church where she serves as the Youth Church Mother under

the leadership of Administrative Pastor William H. Lee and First Lady Maxine;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to congratulate Liz McMurray on being recognized with the 2012 Greater Lansing Area Club National Association of Negro Business and Professional Women's Clubs, Inc. Pearl Anniversary Founders' Day "Business Excellence" Award. We wish you continued success!

Adopted as part of the Consent Agenda

RESOLUTION #2012-064

BY COUNCIL MEMBER CAROL WOOD

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, LaDon Nixon II has twelve brothers and sisters, seven siblings who are older and five siblings who are younger; and

WHEREAS, he is a Junior at JW Sexton High School where he has earned several certificates, trophies, and medals for excellence in sports, including the Defensive Rookie of the Year in football during the 2011 season, and an Honorable Mention All-Conference Award in the Capital Area Activities Conference; and

WHEREAS, LaDon felt privileged to participate in the Class B State Championship Basketball Team at JW Sexton High School in March 2011, and proudly wears the championship ring. In the summer of 2011 he was selected to attend the 4th and One Football Camp at Michigan State University, a camp focused on enhancing football player techniques with a strong emphasis on SAT/ACT testing and academics; and

WHEREAS, LaDon is a member of the Friendship Baptist Church where he has been a member of the children's choir, participated in Sunday School and Sunday School programs, Vacation Bible School, and Children's/Youth Church; and

WHEREAS, LaDon has been an active member of the GLAC Youth Club since it was reactivated, serving as Chaplain for two years and is currently the Vice President;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to congratulate LaDon H. Nixon, II on being a proud recipient of the 2012 Greater Lansing Area Club of the National Association of Negro Business and Professional Women's Clubs, Inc. Pearl Anniversary Founders' Day "Youth on the Move Award". Your contributions to your community are much appreciated. Best wishes for continued success!

Adopted as part of the Consent Agenda

RESOLUTION #2012-065

BY COUNCIL MEMBER CAROL WOOD

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Josephine Tamara Woods is a 7th grade student at Pleasant View Magnet School, an honor roll student with a 3.9 GPA, a representative for the 7th Grade Student Council, a safety patrol guard and the 2006 and 2007 Second Place Winner of the Place PAC-MAC Spelling Bee; and

WHEREAS, she participates in the many programs including, Gear Up College Prep through Michigan State University, the Red Cedar Writing Project, Girls on the Run Program, Young People's College, and she was also the 2012 Youth Speaker for the Martin Luther King program at Great Lakes Christian College; and

WHEREAS, Josephine aspires to graduate from college with a career focus that would allow her to continue giving through community service efforts;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to congratulate Josephine Tamara Woods on being a proud recipient of the 2012 Greater Lansing Area Club of the National Association of Negro Business and Professional Women's Clubs, Inc. Pearl Anniversary Founders' Day "Youth on the Move Award". Best wishes for a bright future!

Adopted as part of the Consent Agenda

RESOLUTION #2012-066

BY COUNCIL MEMBERS KATHIE DUNBAR, TINA HOUGHTON, BRIAN JEFFRIES, DERRICK QUINNEY, A'LYNNE ROBINSON, JODY WASHINGTON, CAROL WOOD, AND JESSICA YORKO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Greater Lansing Chapter of Jack and Jill of America, Incorporated is a nonprofit African American mothers' organization whose aim and objectives focus on the educational, cultural, civic, health and social endeavors of children; and

WHEREAS, in 1978, six women gathered together to discuss the unique challenges their children were faced with in terms of their residence and schooling in a predominantly white social milieu; and

WHEREAS, Sharon Cardwell, Harriette Gillum, Carrie B. Jackson, Sarah Vern King, Patricia Little, and JaMille Webster, affectionately calling themselves "Our Group", brought their experiences from Lansing, East Lansing, and Okemos and began to collectively provide their children with varied experiences related to their Black Heritage; and

WHEREAS, the six mothers quickly attracted attention within their communities, and their membership grew to twenty families who shared a great variety of stimulating and enjoyable experiences; and

WHEREAS, by January 1980, word about "Our Group" had spread and they were contacted by the Regional Office of Jack and Jill of America Incorporated to explore the mutual benefits of affiliation. By 1983, they were officially named the Greater Lansing Chapter of Jack and Jill America, Incorporated; and

WHEREAS, over the last thirty years, the Greater Lansing Chapter of Jack and Jill America, Incorporated has hosted a number of events, including the 34th and 49th Mid-Western Regional Teen Conference in 1998 and 2003, the Mid-Western Region 2007 Michigan/Ohio Fall Mother's Workday and Teen Cluster, and the 2009 Children's Cluster for Michigan Area Children; and

WHEREAS, fathers are an integral part of the Chapter's activities and projects. A family focus is reflected with monthly children's activities and various chapter events; and

WHEREAS, the Greater Lansing Chapter alums developed into exceptional leaders, attending and graduating from some of the most prestigious colleges and universities in the country, including: Harvard, MIT, Yale, Michigan State University, The University of Michigan, Stanford, The US Air Force Academy, Howard University, Hampton University, Morehouse, and Spelman; and

WHEREAS, many of their graduates have excelled in their respective careers, the Greater Lansing Chapter is proud of their alumni such as, Tammye Mitchell-Coles the first graduate and Miss Kentucky State University in 1985-86, Rhonda Walker, Detroit TV Anchor and Founder of the Rhonda Walker Foundation, Dr. Charles Boyd, owner of Boyd Cosmetic Surgical Institute; Maxie Jackson, President/CEO of the National Federation of Community Broadcasters, Brooke Cardwell Franklin, owner of Paradigm Professionals, Inc. and US Chamber Leader Fellow; Dr. Octavia Cannon, owner of Arboretum OB/GYN; and Khari Cain, record producer for recording artists such as Bruno Mars, writer, and Grammy award winner; and

WHEREAS, each year, Jack and Jill of America, Incorporated gives over \$1.3 million to philanthropic causes across America, including scholarships to the United Negro College Fund and other 501c3 organizations that focus their efforts on improving the lives of children;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, declares Saturday, April 21, 2012 "Greater Lansing Chapter Jack and Jill Day" in honor of their commitment to youth and families in the Greater Lansing Area. Thank you for investing in our children's future and providing them with the tools to succeed in all areas of their lives!

Adopted as part of the Consent Agenda

RESOLUTION #2012-067

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Council Members are desirous of placing an advertisement in the 2012 30th Anniversary Souvenir Journal for the Jack & Jill of America, Inc.; and

WHEREAS, the Council, in fiscal years prior to FY 12, has supported proper community events through promoting the Council pursuant to its Promotion Account; and

WHEREAS, Council Members propose to transfer funds from their FY 12 budgeted Officeholder Expenditure Accounts in City Council's Promotion Account for the purpose of placing an advertisement in the 2012 30th Anniversary Souvenir Journal for the Jack & Jill of America, Inc. to inform the community of officeholder contact information.

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves the following transfers:

\$14.29 from Council Member Kathie Dunbar's Officeholder Expenditure Account, # 101.112101.741229 into City Council's Promotion Account, # 101.112101.741200.

\$14.29 from Council Member Tina Houghton's Officeholder Expenditure Account, # 101.112101.741236 into City Council's Promotion Account, # 101.112101.741200.

\$14.29 from Council Member Brian Jeffries's Officeholder Expenditure Account, # 101.112101.741227 into City Council's Promotion Account, # 101.112101.741200.

\$14.29 from Council Member Derrick Quinney's Officeholder Expenditure Account, # 101.112101.741231 into City Council's Promotion Account, # 101.112101.741200.

\$14.28 from Council Member A'Lynne Robinson's Officeholder Expenditure Account, # 101.112101.741234 into City Council's Promotion Account, # 101.112101.741200.

\$14.28 from Council Member Carol Wood's Officeholder Expenditure Account, # 101.112101.741223 into City Council's Promotion Account, # 101.112101.741200.

\$14.28 from Council Member Jessica Yorke's Officeholder Expenditure Account, # 101.112101.741235 into City Council's Promotion Account, # 101.112101.741200.

BE IT FINALLY RESOLVED that the City Council approves the expenditure of \$100.00 from the City Council's Account, # 101.112101.741200, for the placement of an advertisement in the, 2012 30th Anniversary Souvenir Journal for the Jack & Jill of America, Inc. which shall include contact information for each Council Member, including wards, email addresses, and telephone numbers.

Adopted as part of the Consent Agenda

RESOLUTIONS**RESOLUTION #2012-068**

BY THE COMMITTEE ON WAYS & MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Department of Human Relations and Community Services (HRCS) submitted a grant application to the Department of Housing and Urban Development (HUD) under the 2011 Continuum of Care Homeless Assistance Supportive Housing Program Notice of Funding Availability (NOFA) application; and

WHEREAS, the HRCS applied for grant renewal funding for the following agencies: Advent House Ministries, Capital Area Community Services, Gateway Community Services, Greater Lansing Housing Coalition, Haven House, National Council on Alcoholism, St. Vincent DePaul Society, and St. Vincent Catholic Charities for one-year renewal grants to support existing Supportive Housing Program initiatives; and

WHEREAS, the HRCS has received notice from HUD that renewal grants were awarded for a total amount of \$1,626,029; and

WHEREAS, the City of Lansing has received all ten of the grant agreements from HUD; and

WHEREAS, the sponsor agency shall be responsible for securing the required cash match requirements stipulated by HUD in receiving said grant;

NOW, THEREFORE, BE IT RESOLVED the City of Lansing, Michigan, accepts the terms of the grant agreement as received from HUD and the City of Lansing does hereby specifically agree, but not by way of limitation, as follows:

1. That the administration is authorized to create appropriate accounts and transfer necessary funds to administer and monitor the grants and to appropriate such additional funds as shall be necessary to complete the project subject to the City Council transfer policies.
2. To maintain satisfactory financial accounts, documents, and records to make them available to HUD for auditing at reasonable times.
3. To implement the project and provide such funds, services, and materials as may be necessary to satisfy the terms of said Agreements.
4. To authorize the Mayor of the City of Lansing to be the local authorized representative to sign documents in behalf of the City of Lansing.
5. To comply with any and all terms of said HUD agreements, including all terms not specifically set forth in the foregoing portion of this resolution.

By Council Member Robinson

Motion Carried

ORDINANCES FOR INTRODUCTION

Council Member Quinney, Chair of the Committee on Development and Planning introduced:

An Ordinance of the City of Lansing ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by providing for the rezoning, with conditions, of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the Code for property located at:

Z-2-2012, 3303 N. East Street, Rezoning from "F" Light Commercial District to "G-2" Wholesale District

The Ordinance was read by its title for a first time and referred to the Committee on Development and Planning

RESOLUTION #2012-069

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, May 7, 2012, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

Z-2-2012, 3303 N. East Street, Rezoning from "F" Light Commercial District to "G-2" Wholesale District

Interested Persons are invited to attend this Public Hearing.

By Council Member Quinney

Motion Carried

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

**REPORTS FROM CITY OFFICERS, BOARDS, AND
COMMISSIONS; COMMUNICATIONS AND
PETITIONS; AND OTHER CITY RELATED MATTERS**

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

• Reports from City Officers, Boards and Commissions:

- a. Letter from the City Clerk providing notice of the placement on file of:
 - i. The Lansing Housing Commission's Financial Statements and Independent Auditors' Report for year ended June 30, 2011

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- ii. Minutes of Boards and Authorities

RECEIVED AND PLACED ON FILE

- b. Letter(s) from the Mayor re:
 - i. 2011 Homeless Assistance Supportive Housing Program Grant Awards

RECEIVED AND PLACED ON FILE

- ii. Appointment of Julie Mann to the Next Michigan Development Corporation Board for an At-Large Term to Expire April 15, 2014

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- Communications and Petitions and Other City Related Matters:

- a. Ingham County Board of Commissioners' Resolution #12-96; Resolution to Amend the Ingham County Public Safety Radio System Cost Participation Policy

REFERRED TO THE COMMITTEE OF THE WHOLE AND REFERRED TO THE INTERNAL AUDITOR AND REFERRED TO THE CITY ATTORNEY

- b. 2012 30th Anniversary Souvenir Journal for the Jack & Jill of America, Inc. Advertisement Request

RECEIVED AND PLACED ON FILE

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

Mary Sue Smith of 916 Eureka St. spoke about the Lansing Police Department's response to theft.

Council Member Robinson and Randy Hannan addressed citizens' concerns regarding refuse bin stickers.

John Pollard of 1718 Blair St. spoke about various city matters.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Kathi Raffone of 1221 Muskegon Ave. spoke about various city matters.

David Stewart of Quaker Ct. spoke about various city matters.

The City Council had an extensive conversation about customer service as it related to the Code Compliance division.

Steve Purchase of 707 Prudden St. spoke about the Police Department budget.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

ADJOURNED TIME 8:34 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF APRIL 23, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:03 p.m. by President Jeffries.

PRESENT: Council Members Dunbar, Houghton, Jeffries, Quinney, Robinson (Left at 8:18 p.m.), Washington, Wood, Yorke

ABSENT: None

Council Member Quinney asked people to remember Chris "Tiny" Sherwood and K.C. Black, who recently passed away, during the moment of Meditation. The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunbar

To approve the printed Council Proceedings of April 9, 2012

Motion carried

CONSIDERATION OF LATE ITEMS

By Vice President Dunbar

To suspend City Council Rule #9 to allow for Consideration of Late Items

Motion carried

The following items were added to the agenda:

1. Letter from the Mayor re: Business Finance Assistance Loan; Lowertown Lofts Limited Dividend Housing Association/Michigan Institute for Contemporary Art

COUNCIL MEMBERS' COMMENTS AND CITY CLERK'S ANNOUNCEMENTS

Council Member Robinson wished Council Member Quinney a happy birthday. She announced the Coachlight Commons neighborhood meeting, a south Lansing pathway meeting and the Davis-Dunnings Bar Association Banquet.

Council Member Washington spoke about Comcast Cares Day and the Westborough Baptist Church protest. She announced the Northtown neighborhood meeting and the Keep the Peace, Stop the Silence march.

Council Member Wood announced a fundraiser for the Refugee Development Center, a residents meeting for Summerplace, a Black Men Inc. fundraiser, and the Westside Neighborhood Association Spring Fiesta.

Council Member Houghton spoke about the Cedar Street Clean up event.

Council Member Quinney announced the A. Philip Randolph Institute's

Role Model Celebration event and wished Craig Harris a happy birthday.

Council Member Yorke spoke about improvements at Grace Lutheran Garden and announced community garden clean ups in several neighborhoods. She also announced the asthma event Not One More Life and apologized for comments about Code Compliance officers.

Council Member Wood announced the Lansing Community College Art for AIDS event. She wished Council Member Quinney a happy birthday.

Vice President Dunbar announced the Battlefield Brawl event and walkability audits on the south side of Lansing. She spoke about the Lansing Marathon and stated that someone removed all of the pink ribbons downtown for the upcoming Koman race.

City Clerk Swope spoke about the Dancing with the Local Stars event and the Westborough Baptist Church protest.

COMMUNITY EVENT ANNOUNCEMENTS

Darnell E. Oldham, Sr. spoke about Churchill Downs' Tune Up in the Park event.

City Clerk Swope announced Money Smart Week.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about the Westborough Baptist Church protest, the inaugural Lansing Marathon, the recent Mobile Food Pantry event.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

- Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings.

Dennis Palmer of 1422 E. Michigan Ave. stated concerns with the City of Lansing's Fire Department budget.

Rodney Palmer of 1422 E. Michigan Ave. stated concerns with the City of Lansing's Fire Department budget.

John Pollard of 1718 Blair St. stated concerns about the City of Lansing's budget and about City Council sponsorships.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. stated concerns about the City of Lansing's budget and about City Council sponsorships.

Kathi Raffone of 1221 Muskegon Ave. stated concerns about the City of Lansing's budget.

LEGISLATIVE MATTERS

CONSENT AGENDA

By Council Member Dunbar

To approve all items on the Consent Agenda.

Council Member Wood asked that item 2a be removed from the Consent Agenda.

The question being the motion to adopt the remaining items on the Consent Agenda

Motion Carried

RESOLUTION #2012-070

BY COUNCIL MEMBER DERRICK QUINNEY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, forty years ago, Congress made a promise to keep our nation's workforce safe from injuries and illnesses through its Occupational Safety and Health Act; and

WHEREAS, despite employers good intentions today many job hazards remain unregulated, allowing some employers to ignore safety concerns, potentially exposing workers to serious danger, the possibility to suffer injuries or diseases, and perhaps to even lose their lives; and

WHEREAS, the Obama Administration strives to further ensure workers safety by strengthening worker protection through tougher enforcement on serious violators and proposing new safeguards for workplace hazards; and

WHEREAS, each year on April 28, the unions of the American Federation of Labor and Congress of Industrial Organizations (AFL-CIO) observe Workers Memorial Day to remember those who have suffered and died on the job and to renew the fight for safe workplaces; and

WHEREAS, decades of struggle by workers and their unions have resulted in significant improvements in working conditions, and the fight continues for defending safety and health protection and workers' rights, requiring employers to identify and remedy hazards and implement worksite safety and health programs to prevent injuries, illnesses, and deaths; and

WHEREAS, in the City of Lansing, the local AFL-CIO will be hosting a Workers' Memorial Day Observance on Thursday, April 26, 2012 at Wentworth Park in Downtown Lansing;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to encourage Lansing residents to observe Workers Memorial Day on April 28, 2012. Thank you, AFL-CIO, for your tireless efforts and dedication to the betterment of health and safety issues for workers.

Adopted as part of the Consent Agenda

RESOLUTION #2012-071

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Jason Keusch to the Downtown Lansing Inc. Board of Directors as a Business Owner for a Term to Expire June 30, 2014

WHEREAS, the Committee on General Services met on April 17, 2012 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby confirms the appointment of Jason Keusch to the Downtown Lansing Inc. Board of Directors as a Business Owner for a Term to Expire June 30, 2014.

Adopted as part of the Consent Agenda

RESOLUTION #2012-072

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor presented his budget to the Lansing City Council on Monday, March 26, 2012; and

WHEREAS, the City Charter provides that citizens be afforded the opportunity to comment on proposed city spending to the adoption of the annual City Budget; and

WHEREAS, Public Act 5 of 1982, as amended, provides that units, such as the City of Lansing, which are in compliance with Section 16 of the Uniform Budgeting and Accounting Act (P.A. 2 of 1968, as amended) must provide appropriate public notice that a public hearing will be held on the budget and on the property tax millage rate necessary to support the budget;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, sets a public hearing to be held on Monday, May 07, 2012, at 7:00 p.m. in the City Council Chambers on the 10th Floor of City Hall in consideration of the City of Lansing's FY 2013-2013 Budget.

Adopted as part of the Consent Agenda

RESOLUTION #2012-073

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

National Association of Negro Business and Professional Women's Club, Inc. Greater Lansing Area Club Pearl Founders' Day & Awards Brunch Program Book

Adopted as part of the Consent Agenda (Note: this item was reconsidered and amended later in the meeting)

RESOLUTIONS

RESOLUTION #2012-074

BY COUNCIL MEMBERS KATHIE DUNBAR, TINA HOUGHTON, BRIAN JEFFRIES, DERRICK QUINNEY, A'LYNNE ROBINSON, JODY WASHINGTON, CAROL WOOD, AND JESSICA YORCO

WHEREAS, Christen "Tiny" Sherwood was born to Gerald and Phyllis Sherwood in Lansing, Michigan where he has been a dedicated lifelong resident; and

WHEREAS, known by his friends and family as a good man who had a zest for life and whose caring and compassionate demeanor made everyone around him feel appreciated; and

WHEREAS, Tiny retired as President of the United Auto Workers Local 652 where his co-workers, Russ and Vicki Weiler, felt "blessed to have worked with him throughout our entire General Motors careers and we were proud to call him our friend"; and

WHEREAS, he enjoyed racing cars and was the owner of his own race team as well as an avid golfer; and

WHEREAS, Tiny leaves behind his daughter Amy (Douglas) Mumby;

grandchildren, Christen, Rembrandt and Michelangelo; great granddaughter, Evelyn; and sister, Kathleen DeForest as well as several nieces and nephews;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to extend its deepest condolences to the family and friends of Christen "Tiny" Sherwood. He will be deeply missed.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

• Reports from City Officers, Boards and Commissions:

- a. Letter from the City Clerk submitting applications for:
 - i. Fireworks Display submitted by Lansing Lugnuts/Roger Bonney for Fireworks Displays at Cooley Law School Stadium located at 505 E. Michigan Ave. on May 5, 11, 18, 25, and 26, June 8, 9, 22, and 23, July 4, 5, 6, 13, 14, 27, and 28, August 4, 10, 17, and 25, September 1, 2012

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- ii. Fireworks Display submitted by Big Fireworks for Fireworks Display at Adado Riverfront Park on May 5, 2012

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- b. Letter(s) from the Mayor re:
 - i. SLU-4-2012; 3411 E. Michigan Ave., a request by Studio Intrigue Architects to construct a mixed-use (multiple family residential apartments, bank, retail) building in the 100 year floodplain of the Red Cedar River

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- ii. SLU-5-2012; 615 S. Capitol Ave., a request by Studio Intrigue Architects to construct a surface parking lot at 615 S. Capitol Ave.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- iii. Brownfield Redevelopment Plat #54 – Amendment #1; Reutter Park Place

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- iv. Brownfield Redevelopment Plan #56, Emergent BioSolutions located at 3500 N. Martin Luther King, Jr. Blvd.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- v. Brownfield Redevelopment Plan #38 – Amendment #1; Ottawa Block Plan

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- vi. Business Finance Assistance Loan; Lowertown Lofts Limited Dividend Housing Association/Michigan Institute for Contemporary Art

*SUSPENSION ITEM – REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

• Communications and Petitions and Other City Related Matters:

- a. Sponsorship Request; Rhama Word House's A Night of Love – Giving from the Heart to be held on May 4, 2012

REFERRED TO THE COMMITTEE OF THE WHOLE

REMARKS BY COUNCIL MEMBERS

Council Member Wood asked Randy Hannan, Executive Assistant to Mayor Bernero, about a potential sign at Waverly Rd. and Mt. Hope Ave. and he stated that the matter is being reviewed.

REMARKS BY THE MAYOR OR EXECUTIVE ASSISTANT

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about the contributions of Chris "Tiny" Sherwood.

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS:

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

Kathi Raffone of 1221 Muskegon Ave. spoke about various city matters.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

John Pollard of 1718 Blair St. spoke about various city matters.

Phil Damico of 1203 N. Walnut St. spoke about various city matters.

Mike Ware of 3625 Tecumseh River Dr. spoke about the Police Department budget.

Council Member Robinson left the meeting at 8:18 p.m.

Chuck Senator, no address given, spoke about the Police Department budget.

Steve Purchase of 707 Prudden St. spoke about the Police Department budget.

Harry Hepler of 113 Pere Marquette Dr. spoke about the Police

Department budget.

Erin Slayter of 91 Feldspar Dr., Williamston, spoke about the Police Department budget.

L. W. Morrow of 517 S. Walnut St. spoke about fire.

William Hubbell of 3916 Wedgewood Dr. spoke about the consent agenda.

Leroy McKnight of 1540 Lake Lansing Rd. spoke about various city matters.

By Council Member Washington

To reconsider the vote by which Resolution #2012-073 passed

Motion Carried

RESOLUTION #2012-073

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Council Members are desirous of placing an advertisement in the 2012 National Association of Negro Business and Professional Women's Club, Inc. Greater Lansing Area Club Pearl Founders' Day & Awards Brunch Program Book; and

WHEREAS, the Council, in fiscal years prior to FY 12, has supported proper community events through promoting the Council pursuant to its Promotion Account; and

WHEREAS, Council Members propose to transfer funds from their FY 12 budgeted Officeholder Expenditure Accounts in City Council's Promotion Account for the purpose of placing an advertisement in the 2012 National Association of Negro Business and Professional Women's Club, Inc. Greater Lansing Area Club Pearl Founders' Day & Awards Brunch Program Book to inform the community of officeholder contact information.

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves the following transfers:

\$14.29 from Council Member Kathie Dunbar's Officeholder Expenditure Account, # 101.112101.741229 into City Council's Promotion Account, # 101.112101.741200

\$14.29 from Council Member Tina Houghton's Officeholder Expenditure Account, # 101.112101.741236 into City Council's Promotion Account, # 101.112101.741200.

\$14.29 from Council Member Brian Jeffries's Officeholder Expenditure Account, # 101.112101.741227 into City Council's Promotion Account, # 101.112101.741200.

\$14.29 from Council Member Derrick Quinney's Officeholder Expenditure Account, # 101.112101.741231 into City Council's Promotion Account, # 101.112101.741200.

\$14.29 from Council Member A'Lynne Robinson's Officeholder Expenditure Account, # 101.112101.741234 into City Council's Promotion Account, # 101.112101.741200.

\$14.29 from Council Member Carol Wood's Officeholder Expenditure Account, # 101.112101.741223 into City Council's Promotion Account, # 101.112101.741200.

\$14.29 from Council Member Jessica Yorko's Officeholder Expenditure Account, # 101.112101.741235 into City Council's Promotion Account, # 101.112101.741200.

BE IT FINALLY RESOLVED that the City Council approves the expenditure of \$100.00 from the City Council's Account, # 101.112101.741200, for the placement of an advertisement in the 2012 National Association of Negro Business and Professional Women's Club, Inc. Greater Lansing Area Club Pearl Founders' Day & Awards Brunch Program Book, which shall include contact information for each Council Member, including wards, email addresses, and telephone numbers.

By Council Member Washington

To amend the NOW, THEREFORE, BE IT RESOLVED by striking all instances of "\$12.50" and inserting "\$14.29" and removing completely the expenditure for Council Member Washington

Motion Carried

The question being the motion to adopt the resolution

Motion Carried

ADJOURNED TIME 8:35 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF APRIL 30, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:15 p.m. by President Jeffries.

PRESENT: Council Members Dunbar, Jeffries, Quinney, Robinson, Washington, Wood, Yorko

ABSENT: Council Member Houghton (Arrived at 7:18 p.m.)

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunbar

To approve the printed Council Proceedings of April 16, 2012

Motion carried

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS**

Council Member Washington stated that the next 1st Contact meeting for residents of the 1st Ward has been canceled. She announced the next 1st Contact meeting and a free comic book giveaway.

Council Member Houghton arrived at the meeting at 7:18 p.m.

Council Member Wood announced the next Eastside Neighborhood Organization meeting.

Council Member Yorko spoke about the Westside Neighborhood Association's Fiesta and Silent Auction event and the recent Peace March. She announced a garden building at Foster Park, Bread House Church's Cinco Mayo event and a Moores Park neighborhood meeting with General Motors.

Council Member Wood announced Black Child and Family Institute's scholarship dinner at which Council Member Quinney and his wife Desiree will be honored.

Council Member Robinson announced Omega Psi Phi Fraternity, Inc.'s Bowl-A-Thon event.

Council Member Yorko announced Riverside Neighborhood Association's next meeting.

President Jeffries announced a community budget review meeting.

City Clerk Swope spoke about the upcoming Waverly Community School District election.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

City Clerk Swope stated that the following resolution was not reported from committee:

NOT REPORTED FROM COMMITTEE

Approval of a request from CDDM Corporation to Transfer All Stock in 2011 Class C licensed business with Dance-Entertainment Permit, & Topless Activity Permit, located at 5910 S Pennsylvania Ave. wherein Derek Wroblewski transfers 60,000 shares of stock to new stockholder, FG Lansing 2, LLC.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about the launch of a wind energy program. He announced the governor's awards for historic preservation event and stated that the Marshall Street Armory project will be a winner. He also announced the Capital City Clean Sweep event and the Adopt a River Clean Up event. He spoke about Brownfield Redevelopment Plan #56, Emergent BioSolutions located at 3500 N. Martin Luther King, Jr. Blvd.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings.

Kathi Raffone of 1221 Muskegon Ave. spoke about the transfer of funds.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various legislative matters.

LEGISLATIVE MATTERS

CONSENT AGENDA

By Council Member Dunbar

To approve all items on the Consent Agenda.

Council Member Wood asked that items 1a, 2a, 2b, 2c, 2d, 2e, 3a, 3b, and 4a be removed from the Consent Agenda.

There were no items remaining on the Consent Agenda for approval.

RESOLUTIONS

RESOLUTION #2012-075

BY COUNCIL MEMBER CAROL WOOD
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Tony Grant achieved his initial fame as the lead vocalist of the internationally acclaimed, Grammy-nominated group, Az Yet (LaFace Records) and enthralled audiences with hit songs *Last Night* and *Hard to Say I'm Sorry*; and

WHEREAS, Tony has either performed or recorded with an array of accomplished artists including Brian McKnight, Dr. Dre, Kenneth "Babyface" Edmonds, James Brown, Celine Dion, Stevie Wonder and Harry Connick, Jr. to name a few; and

WHEREAS, while growing up in North Carolina, Tony was surrounded by a family of gospel singers and although singing was inherently a part of his nature, music was not his first love. On the contrary, it was sports. Tony received a scholarship to play college football but fell into music after friends talked him into performing in a talent competition. This win, along with a string of others that followed, served as a catalyst to his music career; and

WHEREAS, Tony Grant is also an accomplished stage actor and has had star billing in several inspirational stage plays, *Tell Hell I Ain't Comin'* and Tyler Perry's, *Why Did I Get Married*; and

WHEREAS, Tony's love and passion for theater started in 1991, and he starred in some notable productions that include Tyler Perry's, *Behind Closed Doors*, Angela Barrow Dunlap and Lizzie Berry's, *Why Do Good Girls Like Bad Boys*, Kim Field's, *Barefoot in the Park*, and Zeola Gaye and Angela Barrow Dunlap's collaboration, *My Brother Marvin* in which he portrayed the late Marvin Gaye; and

WHEREAS, Tony's opportunity to exhibit his versatility as an actor and singer have also made him aware of the importance of giving back to others and he actively encourages and speaks to youth about good decision-making skills, especially in areas such as doing well in school, eating healthy, and exercising; and

WHEREAS, on April 26, 2012, Mr. Grant will be speaking at two Greater Lansing High Schools to share his experiences as an example of the potential that all youth are capable of achieving and to provide a positive and uplifting message to the youth in our community; and

WHEREAS, as a member of the Tony Grant team, Carlton McConnell, long-time Lansing resident, and owner of *Round the Clock Entertainment*, also deserves a heartfelt thank you for his continued commitment to Lansing's youth, helping them to achieve all they can;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council extends its appreciation and an enthusiastic thank you to Tony Grant for leading by example and for taking the time to reach out to the youth in our community. Best wishes, Tony, for continued future success!

By Council Member Wood

Motion Carried

RESOLUTION #2012-076

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) requires that the City of Lansing submits the Annual Action Plan in order to receive Community Development fund resources, including Community Development Block Grant (CDBG), HOME and Emergency Solutions Grant (ESG) program funds, for the upcoming fiscal year 2012-2013; and

WHEREAS, the estimated CDBG, HOME and ESG entitlement amount allocated to Lansing for the upcoming fiscal year is \$2,586,053 which is subject to adjustment by HUD; and

WHEREAS, pursuant to program requirements, the City has conducted a citizen participation and open review process which has included planning consultations and meetings with neighborhood groups, housing and supportive service providers, the State and neighboring local governments; and

WHEREAS, the City has further promoted participation, input and review in the process by conducting two (2) separate advertised public hearings before the Lansing Planning Board, one on November 15, 2011 regarding housing and community development needs and one on February 21, 2012 regarding proposed Annual Action Plan program objectives and projected use of Federal entitlement and formula program funds; and

WHEREAS, the City did also initiate and carry out the required thirty (30) day public comment period on the proposed 2012-13 Annual Action Plan by publishing a summary of the plan in the Lansing City Pulse March 7, 2012; and

WHEREAS, a public hearing was held by the Lansing City Council on April 16, 2012, to again receive citizen comments and recommendations and to give final review to the Annual Action Plan; and

WHEREAS, Federal regulations require the City to make certain certifications and assurances to HUD as a part of the City's application and Annual Action Plan;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lansing adopts the Annual Action Plan for the City of Lansing that includes housing and community development goals, objectives and strategies, and the budget for the use of community development fund resources for fiscal year 2012-2013 as proposed by the Committee on Development and Planning; and

BE IT FURTHER RESOLVED that the Mayor, as the City's Chief Executive Officer, is hereby authorized to sign the Annual Action Plan and application for FY 2012-2013, including all understandings, assurances and certifications contained therein, and to submit the grant application to the Department of Housing and Urban Development; and

BE IT FINALLY RESOLVED that the Mayor is authorized, as the official representative of the City of Lansing, to provide any and all information, to act in connection with the Annual Action Plan application and to execute all agreements, contracts and legal documents, including the Agreement between the City and the Department of Housing and Urban Development, to secure CDBG, HOME and ESG funding and implement the CSPS programs.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-077

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Carol Skillings of 216 Huron Street, Lansing, MI 48915, to the Historic District Commission as an At-Large Member for a Term to Expire June 30, 2013

WHEREAS, the Committee on Development and Planning met on April 25, 2012 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby confirms the appointment of Carol Skillings of 216 Huron Street, Lansing, MI 48915, to the Historic District Commission as an At-Large Member for a Term to Expire June 30, 2013.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-078

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
BROWNFIELD PLAN #56
EMERGENT BIOSOLUTIONS BROWNFIELD REDEVELOPMENT
PLAN

WHEREAS, the Lansing Brownfield Redevelopment Authority has prepared and forwarded an approved Brownfield Plan pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, Public Act 381 of 1996, as amended, for property commonly referred to as 3500 N. Martin Luther King Jr. Blvd. located in the City of Lansing; and

WHEREAS, prior to Council's action on this request, it is necessary to hold a public hearing on the Plan, to allow for any resident, taxpayer or ad valorem taxing unit the right to appear and be heard;

WHEREAS, maps, plats, and a description of the brownfield plan are available for public inspection at the Lansing Economic Development Corporation, 401 South Washington Square, Suite 100, Lansing, MI 48933, and that all aspects of the brownfield plan are open for discussion at the public hearing.

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on May 14, 2012 at 7:00 p.m. on Brownfield Plan #56 – Emergent BioSolutions Brownfield Redevelopment Plan under the Brownfield Redevelopment Financing Act, for property more particularly described as:

Parcel Number: 33-01-01-05-226-001

COM 124.94 FT W & 33 FT S OF NE COR SEC 5, TH S 33DEG 12MIN 59SCD W 315.33 FT, N 53DEG 08MIN 14SCD W 101.37 FT, W 47.55 FT, S 63.21 FT, W 73.91 FT, S 106.92 FT, SW'LY 132.16 FT ALONG 223.46 FT RAD CURVE TO RT CHORD BEARING S22DEG 22MIN 16SCD W 130.25 FT, S 59DEG 26MIN 51SCD W 14.65 FT, S 77DEG 08MIN 54SCD W 92.93 FT, S 88DEG 34MIN 58SCD W 131.49 FT, S 01DEG 57MIN 43SCD E 41.46 FT, S 88DEG 02MIN 17SCD W 153.47 FT, S 01DEG 57MIN 43SCD E 132 FT, S 88DEG 02MIN 17SCD W 351.61 FT TO E R/W LINE M-174, N 716.63 FT, E 1155.21 FT TO BEG; SEC 5 T4N R2W,

And that the City Clerk cause notice of such hearing to be published twice in a publication of general circulation, no less than 10 days or more than 40 days prior to the date of the public hearing, and that the City Clerk also cause the legislative body of each taxing unit levying ad valorem taxes on this property, to be notified of Brownfield Plan #56 – Emergent BioSolutions Brownfield Redevelopment Plan and the scheduled public hearing.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-079

BY THE DEVELOPMENT AND PLANNING COMMITTEE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
RESOLUTION TO SET A PUBLIC HEARING
(Lowertown Lofts Limited Dividend Housing Association/
Michigan Institute for Contemporary Art Project)

WHEREAS, Lowertown Lofts Limited Dividend Housing Association/Michigan Institute for Contemporary Art has made application with the Lansing Economic Development Corporation (LEDC) for a business financing assistance loan for the purchase of property located at 1208, 1210, 1212 Turner Street, Old Town Lansing (the Project); and

WHEREAS, the property has commercial and loft housing tenants including the Arts Council of Greater Lansing, Michigan Institute for Contemporary Art and 1212 Gallery; and

WHEREAS, with a continued effort to foster business development, expansion and renovation of properties within the downtown area, the LEDC has initiated a Business Financing Assistance Program and finds the Project to be within the targeted area for revitalization; and

WHEREAS, the Business Financing Assistance Program will utilize a portion of the LEDC's capital to make funds available for financing the Project; and

WHEREAS, the LEDC Board of Directors, in conformity with Public Act 338 of 1974, as amended (the "Act"), has approved the Project Plan, including a Project Area and Project District Area for the Project; and

WHEREAS, Section 8 of the Act requires that before the LEDC acquires an interest in property or incurs obligations for a specific project, the corporation shall prepare a project plan, conduct a public hearing on the matter and secure the approval of the City Council; and

WHEREAS, at such hearing, the City Council shall provide an opportunity for all interested persons to be heard on this matter;

NOW, THEREFORE, BE IT RESOLVED BY THE LANSING CITY COUNCIL AS FOLLOWS:

1. The following Project Area, as designated by the LEDC, is hereby certified as approved:

Legal Description of Project Area

Land in the City of Lansing, County of Ingham, Michigan more particular described as:

Lot 16, Assessor's Plat No. 31 of Block 6, and the south 127 feet of Lot 17, Assessor's Plat No. 31, Block 6, original Plat, City of Lansing, Ingham County, Michigan

2. The territory surrounding said designated Project Area will not be significantly affected by the Project and, therefore, a Project District Area is hereby established having the same description as the Project Area herein certified as approved.
3. The Lansing City Council hereby advises and confirms to the appointment by the Mayor of Julian Darden and Paul Holland as two additional directors to the Board of Directors of the LEDC solely for this project, pursuant to Section 4(2) of the Act, said persons being representative of neighborhood residents and business interests likely to be affected by the Project.
4. A public hearing upon the Project Plan for such Project shall be held at 7:00 p.m. on May 21, 2012, in the City Council Chambers, 10th Floor, Lansing City Hall, Lansing, Michigan. At such hearing, the City Council shall provide an opportunity for interested persons to be heard and shall receive and consider communications in writing with reference to the hearing. The hearing shall provide the fullest opportunity for the expression of opinion, for argument on the merits, and for introduction of documentary evidence pertinent to the Project Plan. The governing body shall make and preserve a record of the public hearing, including all data presented thereat.
5. The Lansing Economic Development Corporation has a proposed loan in the amount of \$82,500 for the Project.
6. The City Clerk shall provide notice of the time and place of the hearing given by publication once in a newspaper of general

circulation designated by the municipality, not less than 10 days before the date set for the hearing.

The City Clerk shall forward three (3) certified copies of this Resolution to the Lansing Economic Development Corporation.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-080

BY THE COMMITTEE ON DEVELOPMENT & PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, May 21, 2012, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

SLU-5-2012: Special Land Use Permit, Parking Lot, 615 S. Capitol Ave.

RESOLUTION #2012-081

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City Clerk has forwarded an application for a City License, which has been routinely processed without objection, and is ready for final action by this Council; and

WHEREAS, all required signatures have been obtained supporting the application for a fireworks display license;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the application for a City License as follows:

FIREWORKS DISPLAY LICENSE:

Lansing Lugnuts/Roger Bonney for a public display of fireworks in the City of Lansing at 505 E. Michigan Ave. to be held on May 5, 11, 18, 25, and 26, 2012; June 8, 9, 22, and 23, 2012; July 4, 5, 6, 13, 14, 27, and 28, 2012; August 4, 10, 17, and 25, 2012; September 1, 2012.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-082

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City Clerk has forwarded an application for a City License, which has been routinely processed without objection, and is ready for final action by this Council; and

WHEREAS, all required signatures have been obtained supporting the application for a fireworks display license;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the application for a City License as follows:

FIREWORKS DISPLAY LICENSE:

James Stajos/Mark Joseph of Big Fireworks for a public display of fireworks in the City of Lansing at Adado Riverfront Park to be held on May 5, 2012.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-083

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Council Members are desirous of placing an advertisement in the 2012 Historical Society of Greater Lansing Potter House Commemorative booklet; and

WHEREAS, the Council, in fiscal years prior to FY 12, has supported proper community events through promoting the Council pursuant to its Promotion Account; and

WHEREAS, Council Members propose to transfer funds from their FY 12 budgeted Officeholder Expenditure Accounts in City Council's Promotion Account for the purpose of placing an advertisement in the 2012 30th Anniversary Souvenir Journal for the Jack & Jill of America, Inc. to inform the community of officeholder contact information.

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves the following transfers:

\$14.29 from Council Member Kathie Dunbar's Officeholder Expenditure Account, # 101.112101.741229 into City Council's Promotion Account, # 101.112101.741200

\$14.29 from Council Member Tina Houghton's Officeholder Expenditure Account, # 101.112101.741236 into City Council's Promotion Account, # 101.112101.741200.

\$14.29 from Council Member Brian Jeffries's Officeholder Expenditure Account, # 101.112101.741227 into City Council's Promotion Account, # 101.112101.741200.

\$14.29 from Council Member Derrick Quinney's Officeholder Expenditure Account, # 101.112101.741231 into City Council's Promotion Account, # 101.112101.741200.

\$14.28 from Council Member A'Lynne Robinson's Officeholder Expenditure Account, # 101.112101.741234 into City Council's Promotion Account, # 101.112101.741200.

\$14.28 from Council Member Carol Wood's Officeholder Expenditure Account, # 101.112101.741223 into City Council's Promotion Account, # 101.112101.741200.

\$14.28 from Council Member Jessica Yorko's Officeholder Expenditure Account, # 101.112101.741235 into City Council's Promotion Account, # 101.112101.741200.

BE IT FINALLY RESOLVED that the City Council approves the expenditure of \$100.00 from the City Council's Account, # 101.112101.741200, for the placement of an advertisement in the 2012 Historical Society of Greater Lansing Potter House Commemorative booklet which shall include contact information for the Council Office including Council email address, and Council Office telephone number.

By Council Member Dunbar

Motion Carried

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the

form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

• Reports from City Officers, Boards and Commissions:

- a. Letter from the City Clerk providing notice of the placement on file of Minutes of Boards and Authorities

RECEIVED AND PLACED ON FILE

- b. Letter(s) from the Mayor re:

- i. Noise Waiver; a request by Consumers Energy Company for the issuance of a waiver of the noise ordinance to permit its contractor to conduct four (4) horizontal directional drilling (HDD) operations on a twenty-four (24) hour a day basis as part of the construction of the 12-inch high pressure gas main needed to provide natural gas to the new gas-fired electric generating plant to be owned and operated by the Lansing Board of Water and Light

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- ii. Lowertown Lofts Limited Dividend Housing Association/Michigan Institute for Contemporary Art; Project Plan Approval

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- iii. Appointment of Drew Macon to the Board of Police Commissioners for an At-Large Term to Expire June 30, 2015

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- iv. Appointment of Paul Johns to the Human Relations and Community Services Advisory Board for a 4th Ward Term to Expire June 30, 2016

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- v. Appointment of Wendy Roberts to the Human Relations and Community Services Advisory Board for an At-Large Term to Expire June 30, 2015

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- vi. Appointment of Jonathan Lum to the Michigan Avenue Corridor Improvement Authority for a Neighborhood Representative Term to Expire June 30, 2016

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- vii. Appointment of Olivia Martin to the Park Board for a 4th Ward Term to Expire June 30, 2016

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- viii. Appointment of Paul Holland to the Park Board for an At-Large Term to Expire June 30, 2016

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- ix. Appointment of Josh Hovey to the Planning Board for a 4th Ward Term to Expire June 30, 2016

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- x. Appointment of Josh Hovey to the Board of Zoning Appeals as the Planning Board Representative for a Term to Expire June 30, 2014

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- xi. Appointment of Lynne Martinez to the Planning Board for an At-Large Term to Expire June 30, 2016

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- xii. Submitting a list of Reappointments to various boards and commissions

REFERRED BY BOARD/COMMISSION VARIOUSLY TO THE COMMITTEE ON DEVELOPMENT AND PLANNING, THE COMMITTEE ON GENERAL SERVICES, THE COMMITTEE ON PUBLIC SAFETY, THE COMMITTEE ON PUBLIC SERVICES

- xiii. Appointment of Tony Baltimore to the Lansing Housing Commission for an At-Large Term to Expire June 30, 2017

RECEIVED AND PLACED ON FILE

- xiv. Appointment of Karl Dorshimer to the Michigan Avenue Corridor Improvement Authority as the Mayoral Designee

RECEIVED AND PLACED ON FILE

• Communications and Petitions and Other City Related Matters:

- a. Letter from Comcast Cable providing notice of digital network enhancement on or shortly after May 30, 2012

REFERRED TO THE TELECOMMUNICATIONS AND CABLE ADVISORY BOARD

- b. Sponsorship request from Northwest Initiative for its Westside Summer Fest event

REFERRED TO THE COMMITTEE OF THE WHOLE

- c. Letter from Lansing Fire Fighters Local 421 submitting a list of questions pertaining to the City of Lansing's Fiscal Year 2013 budget

REFERRED TO THE COMMITTEE OF THE WHOLE

- d. Resignation from the Board of Public Service submitted by Rory Neuner

RECEIVED AND PLACED ON FILE

REMARKS BY COUNCIL MEMBERS

Council Member Robinson announced a correction to the location of Omega Psi Phi Fraternity, Inc.'s Bowl-A-Thon event.

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

Stan Shuck of 818 Cooper Ave. spoke about various city matters.

Kathi Raffone of 1221 Muskegon Ave. spoke about various city matters.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

L. W. Morrow of 517 S. Walnut St. spoke about various city matters.

ADJOURNED TIME 8:12 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF MAY 7, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:20 p.m. by President Jeffries.

PRESENT: Council Members Houghton, Jeffries, Robinson, Washington, Wood, Yorko

ABSENT: Council Members Dunbar and Quinney

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

SPECIAL CEREMONIES

- Special Ceremonies

1. Tribute; In Recognition of the Ride of Silence

Council Member Yorko spoke about Tim Potter's work and about the Ride of Silence.

Council Member Yorko read the following resolution:

RESOLUTION #2012-084

**BY COUNCILMEMBER JESSICA YORKO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING**

WHEREAS, the Ride of Silence is an event during National Bike Month which hopes to raise bicycling awareness during National Bike Month to motorists, police, traffic engineers, insurance companies, and city officials. The ride is also a chance to mourn and honor, in funeral procession style, those who have already been injured or killed; and

WHEREAS, on May 16, 2012 at 7 p.m. locally and at over 300 locations around the world, cyclists will take to the roads in a silent procession to raise awareness about the carnage taking place too often on the streets; and

WHEREAS, the ride will begin on the campus of Michigan State University, finish at the Capitol, and will be escorted by members of the Police Department from Michigan State University, the Lansing Police Department, and the Lansing Community College Police Department; and

WHEREAS, the participants of the Ride of Silence ask that bicyclists ride no faster than 12 mph for no longer than one hour, and remain silent during the ride while promoting five safe cycling rules: 1.) Be seen 2.) Go with the flow 3.) Follow the rules 4.) Be considerate 5.) Do what cars do;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, supports the Ride of Silence taking place on May 16, 2012.

By Council Member Yorko

Motion Carried

Tim Potter spoke about the Ride of Silence.

Council Member Yorko spoke about the need for bike safety.

COUNCIL MEMBERS' COMMENTS AND CITY CLERK'S ANNOUNCEMENTS

Council Member Washington announced the next First Contact meeting for residents of the 1st Ward.

Council Member Yorko announced a festival at Letts Community Center.

Council Member Houghton announced the Cavanaugh Park, Miller Road and Old Everett neighborhood meetings.

Council Member Robinson announced the next 2nd Saturdays meeting for residents of the 3rd Ward.

President Jeffries announced budget finalization meetings.

City Clerk Swope spoke about tomorrow's Waverly Community Schools' election.

COMMUNITY EVENT ANNOUNCEMENTS

Darnell E. Oldham, Sr. announced Faith United Methodist Church's pancake breakfast.

Loretta Stanaway announced a flower giveaway at Evergreen Cemetery.

Larry Meyer announced the Memorial Day parade.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

City Clerk Swope stated that the following item failed in committee:

NOT REPORTED FROM COMMITTEE

Transfer of funds; Rhama Word House's A Night of Love — Giving from the Heart to be held on May 4, 2012

MAYOR'S COMMENTS

Chad Gamble spoke about a river clean up near Impression 5 Museum.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

- Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

1. In consideration of the City of Lansing's Fiscal Year 2013 Budget

2. In consideration of Z-2-2012; 3303 N. East St., a request from Auto Warehouse Body shop to rezone the property from "F" Commercial District to "G-2" Wholesale District for an automotive body shop (motor vehicle repair station)

John Pollard of 1718 Blair St. stated concerns about the city budget.

Gary Calkins of 2521 York Rd. spoke about the snow removal ordinance.

Claude Beavers of 3010 Boston Blvd. spoke about the snow removal ordinance.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. stated concerns about the city budget.

Loretta Stanaway of 546 Armstrong Rd. stated concerns about the city budget.

Stan Shuck of 818 Cooper Ave. stated concerns about the city budget.

Summer Schriener of 1213 N. Walnut St. stated concerns about the city budget.

Mike Ware of 3625 Tecumseh River Dr. stated concerns about the city budget.

REFERRAL OF PUBLIC HEARINGS

1. In consideration of the City of Lansing's Fiscal Year 2013 Budget

REFERRED TO THE COMMITTEE OF THE WHOLE

2. In consideration of Z-2-2012; 3303 N. East St., a request from Auto Warehouse Body shop to rezone the property from "F" Commercial District to "G-2" Wholesale District for an automotive body shop (motor vehicle repair station)

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

LEGISLATIVE MATTERS

CONSENT AGENDA

By Council Member Robinson

To approve all items on the Consent Agenda.

Council Member Wood asked that items 2a and 3a be removed from the Consent Agenda.

There were no items remaining on the Consent Agenda for approval.

RESOLUTIONS

RESOLUTION #2012-085

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Consumers Energy Company (Consumers Energy) is engaged in the construction of the 12-inch high pressure gas main (Gas Main) necessary to providing natural gas to the forthcoming Lansing Board of Water and Light (BW&L) gas-fired electric generating plant, which is currently under construction; and

WHEREAS, Consumers Energy has committed to construct the Gas Main in accordance with the time schedule required by BW&L to put the new power plant into service; and

WHEREAS, Consumers Energy is requiring their contractor to use standard open-trenching construction to install the Gas Main, except where it is necessary to bore under certain obstructions, such as the Grand River and railroad crossings, and will perform such open-trenching work from 7:00 A.M. to 8:00 P.M. during weekdays only; and

WHEREAS, for the boring operations under the Grand River and the three railroads, horizontal directional drilling (HDD) construction will be used, which typically requires operations without interruption on a twenty-four (24) hour per day basis; and

WHEREAS, a waiver of the noise ordinance would accordingly be necessary from 8:00 P.M. to 7:00 A.M. on a maximum of fifteen (15) calendar days during the period from June 12, 2012, through September 1, 2012, unless delayed by presently unforeseen circumstances; and

WHEREAS, the four (4) anticipated HDD operations are specifically described as follows:

- a crossing of the Grand River along the south side of W. Elm St between Townsend St. and S. Grand Ave.;
- a crossing of the Canadian National Railroad south of E. South St. between River St. and S. Cedar St.;
- a crossing of the Penn Central railroad in the vicinity of Baker St. and Herbert St.; and
- a crossing of the Penn Central railroad in the vicinity of Clare St. and W. Main St.; and

WHEREAS, the timely completion of the Gas Main is necessary to meet the planned commercial operation date of the BW&L's new gas-fired electric generating plant;

NOW THEREFORE BE IT RESOLVED that a public hearing be held on Monday, June 11, 2012, at 7:00 PM in the City of Lansing Council Chambers, 124 W. Michigan, in consideration of the request for issuance of a waiver of the noise ordinance to permit Consumers Energy's contractor to conduct the four (4) HDD operations necessary to cross the Grand River and the three railroads from 8:00 P.M. to 7:00 A.M. on a maximum of fifteen (15) calendar days during the period from June 12, 2012, through September 1, 2012, unless delayed by presently unforeseen circumstances.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-086

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Derrick has lived in Lansing most of his life and attended Lansing Public Schools, where he met his wife and partner of thirty years, Desiree; and

WHEREAS, he has served as an At Large Councilmember since January 2007, when he was selected to fulfill the remainder of the term once held by At Large Councilmember Joan Bauer; and

WHEREAS, Derrick campaigned and was elected in November 2007 where he remains true to the family's mantra to "have faith, respect for self, others, and community as foundations for the family as a whole;" and

WHEREAS, Derrick and Desiree are the proud parents of DeKee, Pierre, Dominick, Kalani, and Kiyan, who learned from a young age that giving back is not only an activity, but a lifestyle; and

WHEREAS, as a family, the Quinneys have given numerous hours to volunteer work from helping with food pantries, encouraging people to vote, teaching, and being a community resource team that helps others find success in their lives; and

WHEREAS, while as a family, they continue to be a pillar of the Lansing community, each family member has individually and uniquely placed an indelible mark for their efforts in creating effective and positive change to all whom they encounter;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wish to extend its deepest appreciation to the Quinney family for their kindness, compassion, and generosity in serving the City of Lansing and its residents. Thank you all for your exemplary service to the community and for nurturing and bringing new life to the phrase "help thy neighbor."

By Council Member Robinson

Motion Carried

ORDINANCES FOR INTRODUCTION

Council Member Jessica Yorko, Chair of the Committee on Public Services introduced:

An Ordinance of the City of Lansing, Michigan, to Amend Section 1020.06 of the Lansing Codified Ordinances by extending its effectiveness beyond July 30, 2012 and requiring compliance within 16 hours of receipt of notice.

The Ordinance was read by its title for a first time and referred to the Committee on Public Services

RESOLUTION #2012-087

RESOLUTION SETTING PUBLIC HEARING

By Council Member Jessica Yorko

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for Monday, June 4, 2012 at 7:00 p.m. in the City Council Chambers, 10th Floor Lansing City Hall, 124 W. Michigan Ave., Lansing, MI for the purpose of considering an Ordinance of the City of Lansing, Michigan, to Amend Section 1020.06 of the Lansing Codified Ordinances by extending its effectiveness beyond July 30, 2012 and requiring compliance within 16 hours of receipt of notice.

Interested Persons are invited to attend this Public Hearing

By Council Member Yorko

Motion Carried

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

- Reports from City Officers, Boards and Commissions:

- a. Letter from the City Clerk

- i. Submitting a request from Moriarty's Pub, Inc. for a New Dance Permit to be held in conjunction with 2011 Class C licensed business, located at 802-804 E. Michigan Ave.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- ii. Providing notice of the placement on file of the 3rd Quarter General Fund Status Report

REFERRED TO THE COMMITTEE OF THE WHOLE AND REFERRED TO THE INTERNAL AUDITOR

- b. Letter(s) from the Mayor re:

- i. Metro Lansing Fire Mutual Aid Box Alarm System (MABAS) Agreement

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- ii. Traffic Control Orders 12-029, 12-030, 12-031, 12-032, 12-033, 12-034, 12-035, 12-036, 12-037, 12-038, 12-039 12-040, 12-041, 12-043; Area 19, Report from the Secretary 11-07

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- iii. Traffic Control Order 12-023; Brookland Blvd. & Cedarbrook Ave.; Report from the Secretary 10-11

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- iv. Traffic Control Order 12-017; Cedarbrook Blvd. & South Dexter Dr.; Report from the Secretary 10-09

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- v. Parking Regulation Change Request; Todd Ave.; Report from the Secretary 11-08

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- vi. Traffic Control Orders 12-011, 12-012, 12-013 and Parking Regulation Change Request; Post Oak School; Report from the Secretary 11-003

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- vii. Traffic Control Order 12-016 and Parking Regulation Change Request; Jenison Avenue; Report from the Secretary 11-02

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- viii. Traffic Control Order 12-015 and Parking Regulation Change Request; Sycamore Street -, Report from the Secretary 10-06

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- ix. Traffic Control Orders 12-044, 12-045 and Parking Regulation Change Request; Lincoln Ave. and Tisdale Ave.; Report from the Secretary 11-09

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- x. Traffic Control Orders 12-014, 12-024, 12-025, 12-026, 12-027, 12-028; 200 and 300 N. Grand Ave. & 200 E. Shiawassee St. Pkg & Traffic Ops Changes, Report from the Secretary 10-18

L. W. Morrow of 517 S. Walnut St. spoke about various city matters.

ADJOURNED TIME 8:35 P.M.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- xi. Traffic Control Order 12-022; 200 S. Capitol Ave. handicap space, Report from the Secretary 11-01

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

• Communications and Petitions and Other City Related Matters:

- a. Letter from Comcast Cable providing notice of a channel lineup change effective June 1, 2012

REFERRED TO THE TELECOMMUNICATIONS AND CABLE ADVISORY BOARD

- b. Sponsorship Request; Lansing Police Athletic League, Inc. Golf Outing

REFERRED TO THE COMMITTEE OF THE WHOLE

- c. Sponsorship Request; Cristo Rey Fiesta 2012

REFERRED TO THE COMMITTEE OF THE WHOLE

- d. Letter of Resignation from the Board of Police Commissioners submitted by Linda Sims

RECEIVED AND PLACED ON FILE

- e. Letter from Kathi Raffone regarding the Office of Community and Faith-Based Initiatives

REFERRED TO THE COMMITTEE OF THE WHOLE

MOTION OF EXCUSED ABSENCE

By Council Member Houghton

To excuse Council Members Dunbar and Quinney from tonight's proceedings

Motion Carried

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city matters.

Stan Shuck of 818 Cooper Ave. spoke about various city matters.

John Pollard of 1718 Blair St. spoke about various city matters.

Loretta Stanaway of 546 Armstrong Rd. spoke about the city budget.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Claude Beavers of 3010 Boston Blvd. spoke about the city budget.

Linda Appling of 4010 Thackin Dr. spoke about the city budget.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF MAY 14, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:03 p.m. by President Jeffries.

PRESENT: Council Members Houghton, Jeffries, Quinney, Robinson, Washington, Wood, Yorko

ABSENT: Council Member Dunbar

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Robinson

To approve the printed Council Proceedings of April 23 and 30, 2012

Motion carried

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS**

Council Member Robinson announced the Churchill Downs, Colonial Village and Lewton-Rich neighborhood meetings.

Council Member Quinney spoke about the Black Child and Family Institute's Scholarship for Kids event at which his family was honored.

Council Member Wood spoke about the Black Child and Family Institute's Scholarship for Kids event at which Council Member Quinney was honored. She announced the Friends of Lansing Cemeteries' flower giveaway, a breakfast fundraiser held by the Lansing Police Department Explorer's Club and the Lansing Police Department awards presentation.

Council Member Houghton announced the next Forest View neighborhood meeting.

Council Member Yorko spoke about the Black Child and Family Institute's Scholarship for Kids event at which Council Member Quinney was honored. She announced a town hall meeting on gun violence and injustice.

Council Member Quinney announced Labor Council for Latin American Advancement event.

City Clerk Swope spoke about the recent Waverly School District election. He announced a latex paint recycling event.

Council Member Yorko spoke about the Letts Community Center Spring Festival. She announced the Smart Commute Challenge.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about the public hearing on Brownfield Redevelopment Plan #56. He announced the next Mobile Food Pantry event, the next Be a Tourist in your Own Town event and the Mayor's Riverwalk event.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

1. In consideration of Brownfield Redevelopment Plan #56, Emergent BioSolutions located at 3500 N. Martin Luther King, Jr. Blvd.

Karl Dersheimer of the Lansing Economic Development Corporation gave a brief overview of the public hearing.

Adam Haver of 3500 N. Martin Luther King, Jr. Blvd. spoke in support of Brownfield Redevelopment Plan #56.

Mark Alley of 3500 N. Martin Luther King, Jr. Blvd. spoke in support of Brownfield Redevelopment Plan #56.

Mike Wessman of 3500 N. Martin Luther King, Jr. Blvd. spoke in support of Brownfield Redevelopment Plan #56.

David Schneider of 642 W. Sheridan Rd. spoke in support of Brownfield Redevelopment Plan #56.

Alison Bone of 13602 PearWood Dr. in Dewitt Twp. spoke in support of Brownfield Redevelopment Plan #56.

John Pollard of 1718 Blair St. spoke in opposition to Brownfield Redevelopment Plan #56.

Lynne Meade of 5800 Executive Dr. spoke in support of striking Red Cross workers.

Kathi Raffone of 1221 Muskegon Ave. stated concerns with SLU-4-2012 and community funding.

David Vanderklok of 1114 S. Washington Ave. spoke in support of SLU-4-2012.

Stan Shuck of 818 Cooper Ave. spoke in support of striking Red Cross workers.

Carlton Valentine of 429 Stone Ridge Dr. in Lansing Twp. spoke in support of Brownfield Redevelopment Plan #56.

REFERRAL OF PUBLIC HEARINGS

1. In consideration of Brownfield Redevelopment Plan #56, Emergent BioSolutions located at 3500 N. Martin Luther King, Jr. Blvd.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #2012-088

BY COUNCIL MEMBERS TINA HOUGHTON, KATHIE DUNBAR, BRIAN JEFFRIES, DERRICK QUINNEY, A'LYNNE ROBINSON, JODY WASHINGTON, CAROL WOOD, AND JESSICA YORCO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the American Red Cross Blood Services Division Workers of Lansing were forced to strike on March 30, joining workers in Cleveland, who walked out on Feb. 14 because the American Red Cross wants its workers to accept staffing levels that could endanger the blood supply. For the dedicated staff members at blood collection sites, these are critical issues that cannot be sacrificed; and

WHEREAS, the American Red Cross Service Workers are on strike to protect their rights to collectively bargain. The American Red Cross has stated as part of their bargaining objectives that they wish to strip the rights of the workers to bargain over their wage package; and

WHEREAS, the American Red Cross has been responsible for numerous safety violations by the FDA resulting in over \$30,000,000 worth of fines. Staff has been harassed and discriminated against for reporting such safety issues to the FDA; and

WHEREAS, the American Red Cross has also been found guilty by the National Labor Relations Board of violating the rights of its workers by committing several unfair labor practices;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council calls on the Red Cross to meet and bargain fairly with its employees and resolve this strike in an equitable manner that assists in protecting America's Blood supply and preserves workers' rights to collectively bargain.

By Councilmember Wood

To accept a substitute resolution for the one originally placed in the packet

Motion Carried

By Councilmember Wood

To place an affirmative roll on the substitute resolution

Motion Carried

RESOLUTION #2012-089

BY THE COMMITTEE OF DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

SLU-4-2012
3411 E. Michigan Avenue
Construction in the Floodplain

WHEREAS, Studio Intrigue Architect on behalf of 3411 E. Michigan Avenue, LLC, has requested a Special Land Use permit (SLU-4-12) to construct a mixed-use building at 3411 E. Michigan Avenue; and

WHEREAS, Section 1288.06 of the Zoning Ordinance requires a Special Land Use permit for new construction in the 100 year floodplain on a parcel of land in excess of ½ acre in size; and

WHEREAS, the property at 3411 E. Michigan Avenue is located in the 100 year floodplain of the Red Cedar River and contains 1.007 acres; and

WHEREAS, there are no public hearings required before the Planning Board or City Council for Special Land Use permits authorizing construction in the 100 year floodplain; and

WHEREAS, on April 17, 2012, the Planning Board reviewed the proposal pursuant to Section 1288.06 of the Zoning Ordinance, and based upon testimony evidence and the staff report, voted 5-0 to recommend approval of the request for a Special Land Use permit to construct a mixed-use building at 3411 E. Michigan Avenue in the 100 year floodplain; and

WHEREAS, the Committee on Development and Planning has reviewed the report and recommendation of the Planning Board and concurs, in part, therewith;

NOW THEREFORE BE IT RESOLVED that the Lansing City Council hereby approves the request for a Special Land Use permit (SLU-4-2012) to authorize construction of a mixed-use building at 3411 E. Michigan Avenue located within the 100 year floodplain of the Red Cedar River.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-090

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Progressive Empowerment Education Resources has requested \$1,000.00 to defray costs associated with the rental of the showmobile and setup for the Annual Juneteenth Celebration to be held June 15-16, 2012; and

WHEREAS, the Committee on General Services met on April 17, 2012 and reviewed the request; and

WHEREAS, the maximum total amount of Community Funding Account to be awarded an organization in one fiscal year is \$1,000.00;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, approves an allocation from the Community Funding Account to Progressive Empowerment Education Resources to defray costs associated with the rental of the showmobile and setup for the Annual Juneteenth Celebration to be held on June 15-16 2012;

BE IT FURTHER RESOLVED that the Mayor and the Finance Department shall process this request by transferring \$1,000 from the Training Account – 101.112101.747000 to the Council Community Funding Account – 101.112101.741289;

BE IT FINALLY RESOLVED that Progressive Empowerment Education Resources shall submit a written analysis of the event, including information regarding the number of attendees, a detailed account as to contributors, funds received, expended, and residual funds to the Lansing City Council within 60 days after the event.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-091

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Lutheran Social Services has requested \$500.00 to defray costs associated with the rental of a generator and sound engineer for the World Day at Hunter Park to be held June 9, 2012; and

WHEREAS, the Committee on General Services met on April 17, 2012 and reviewed the request; and

WHEREAS, the maximum total amount of Community Funding Account to be awarded an organization in one fiscal year is \$1,000.00;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, approves an allocation from the Community Funding Account to Lutheran Social Services to defray costs associated with the rental of a generator and sound engineer for the World Day at Hunter Park to be held June 9, 2012;

BE IT FURTHER RESOLVED that the Mayor and the Finance Department shall process this request by transferring \$500.00 from the Training Account – 101.112101.747000 to the Council Community Funding Account – 101.112101.741289;

BE IT FINALLY RESOLVED that Lutheran Social Services shall submit a written analysis of the event, including information regarding the number of attendees, a detailed account as to contributors, funds received, expended, and residual funds to the Lansing City Council within 60 days after the event.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-092

BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Drew Macon of 501 S. Butler Blvd., Apt. 17, Lansing, MI 48915, as an At-Large member of the Police Commission for a term to expire June 30, 2015

WHEREAS, the Public Safety Committee met on May 9, 2012 and took affirmative action; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby confirms the appointment of Drew Macon of 501 S. Butler Blvd., Apt. 17, Lansing, MI 48915, as an At-Large member of the Police Commission for a term to expire June 30, 2015.

By Council Member Wood

Motion Carried

ORDINANCES FOR INTRODUCTION

Council Member Yorko, Chair of the Committee on Public Services introduced:

An Ordinance of the City of Lansing, Michigan, to add Chapter 1285 of the Lansing Codified Ordinances to require and encourage provision of bicycle parking

The Ordinance is referred to the Committee on Public Services

RESOLUTION #2012-093

RESOLUTION SETTING PUBLIC HEARING
By Council Member Yorko

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for Monday, June 4, 2012 at 5:00 p.m. in the City Council Chambers, 10th Floor Lansing City Hall, 124 W. Michigan Ave., Lansing, MI for the purpose of considering an Ordinance of the City of Lansing,

Michigan, to add Chapter 1285 of the Lansing Codified Ordinances to require and encourage provision of bicycle parking.

Interested Persons are invited to attend this Public Hearing.

By Council Member Yorko

Motion Carried

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

Reports from City Officers, Boards and Commissions:

a. Letter(s) from the Mayor re:

- i. SLU-3-2012; Vacant Property on W. Jolly Rd., a request by Bethel Seventh-Day Adventist Church for a special land use permit to construct a church on the vacant 2.99 acre property located on the north side of W. Jolly Rd. between S. Martin Luther King, Jr. Blvd. and Tressa Dr.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- ii. Introduction of Ordinance and requesting a Public Hearing; An Ordinance of the City of Lansing, Michigan, to add Chapter 1285 of the Lansing Codified Ordinances to require and encourage provision of bicycle parking

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

Communications and Petitions, and Other City Related Matters:

- a. Advertisement Request; Progressive Empowerment Education Resource Services (P.E.E.R.S) for their Annual Juneteenth Celebration Newspaper

RECEIVED AND PLACED ON FILE

- b. Sponsorship Request; Big Brothers Big Sisters Golf for Kids event

REFERRED TO THE COMMITTEE OF THE WHOLE

MOTION OF EXCUSED ABSENCE

By Council Member Yorko

To excuse Council Member Dunbar from tonight's proceedings

Motion Carried

REMARKS BY COUNCIL MEMBERS

Council Member Houghton announced the Cavanaugh Park Clean up event.

Council Member Yorko announced the Ride of Silence event.

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city matters.

Linda Appling of 4010 Thackin Dr. spoke about the city budget.

William Hubbell of 3916 Wedgewood Dr. spoke about various city matters.

John Pollard of 1718 Blair St. spoke about various city matters.

Kathi Raffone of 1221 Muskegon Ave. spoke about various city matters.

Stan Shuck of 818 Cooper Ave. spoke about various city matters.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

ADJOURNED TIME 8:40 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF MAY 21, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries.

PRESENT: Council Members Dunkar, Houghton, Jeffries, Quinney, Robinson, Washington, Wood, Yorko

ABSENT: None

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunkar

To approve the printed Council Proceedings of May 7, 2012

Motion carried

COUNCIL MEMBERS' COMMENTS AND CITY CLERK'S ANNOUNCEMENTS

Council Member Wood announced the Cristo Rey Church Fiesta Days 2012, Memorial Day events and parade and Michigan Energy Options programs.

Council Member Washington announced the opening of the Allen St. Neighborhood Farmer's Market.

Council Member Yorko announced the next Westside Safety Committee meeting.

COMMUNITY EVENT ANNOUNCEMENTS

Doug Warren announced an informational meeting on Indian gaming.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Mayor Bernero spoke about items on tonight's agenda including Brownfield Redevelopment Plan #56. He spoke extensively about the City budget.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

1. In consideration of Lowertown Lofts Limited Dividend Housing Association/Michigan Institute for Contemporary Art; Business Loan
2. In consideration of SLU-5-2012; 615 S. Capitol Ave., arequest by Studio Intrigue Architects to construct a surface parking lot at 615 S. Capitol Ave.

Council Member Quinney gave a brief overview of the public hearings.

Stan Shuck of 818 Cooper Ave. stated concerns with the city budget.

Kitty Lipsky of 1136 W. Washtenaw St. stated concerns with the city budget.

Terry Terry of 1210 Turner St. spoke in support of Lowertown Lofts Limited Dividend Housing Association/Michigan Institute for Contemporary Art; Business Loan.

William Hubbell of 3916 Wedgewood Dr. stated concerns with the city budget.

Linda Appleby of 4010 Thackin Dr. stated concerns with the city budget.

Lynne Meade of 5800 Executive Dr. stated concerns with the city budget.

David Vanderklok of 1114 S. Washington Ave. spoke in support of SLU-5-2012.

David Vincent of 10917 Laingsburg Rd., Laingsburg, stated concerns with the city budget.

Claude Beavers of 3010 Boston Blvd. stated concerns with the city budget.

John Pollard of 1718 Blair St. stated concerns with the city budget.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. stated concerns with the city budget.

Dennis Parker of 2114 N. East St. stated concerns with the city budget.

Chris Lake of 419 S. Washington Sq. stated concerns with the city budget.

REFERRAL OF PUBLIC HEARINGS

1. In consideration of Lowertown Lofts Limited Dividend Housing Association/Michigan Institute for Contemporary Art; Business Loan

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

2. In consideration of SLU-5-2012; 615 S. Capitol Ave., arequest by Studio Intrigue Architects to construct a surface parking lot at 615 S. Capitol Ave.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #2012-094

BY COUNCIL MEMBER A'LYNNE ROBINSON
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, on May 16, 2012, 31 young women will be inducted into the newly chartered Lansing S.T.E.M. (Science, Technology, Engineering, and Math) Academy Z Club, chartered by Zonta International; and

WHEREAS, for 90 years, Zonta International has been working to advance the status of women worldwide through an international fellowship of executive and professional women who share a common commitment to promoting and protecting women's rights; and

WHEREAS, Zonta has supported projects in forty-six countries, provided scholarships and awards to women around the world, and been a powerful advocate for change in local and international communities; and

WHEREAS, Zontians around the globe are advocates for women's economic and educational rights, health care, youth development, legal and political rights – specifically gender equality, and are also strong advocates for preventing violence against women; and

WHEREAS, Zonta Club supports education worldwide by rewarding thirty-five women each year with the Amelia Earhart fellowship, an award established in 1938 in honor of the famed pilot and Zontian, for women pursuing Ph.D. degrees in aerospace-related engineering;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, congratulates these thirty-one young ladies on being inducted into the Lansing S.T.E.M. Academy Z Club, and looks forward to seeing what these young women will accomplish in the future. We wish you success in all your future endeavors!

By Council Member Robinson

Motion Carried

RESOLUTION #2012-095

BY COUNCIL MEMBER CAROL WOOD
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, this event continues to present the best in traditional music, the most dazzling folkloric performances, the best in traditional food, and a great Mercado (Market Place); and

WHEREAS, the Cristo Rey Church Fiesta has become the largest Latino Cultural Event in Mid-Michigan, attracting more than 25,000 people to this three-day event traditionally held each year during the Memorial Day Weekend; and

WHEREAS, this Annual Fiesta serves as a primary fund raiser for Cristo Rey Church;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, supports and declares May 25, 26, and 27, 2012 in the City of Lansing as:

"CRISTO REY CHURCH FIESTA DAYS 2012"

BE IT FURTHER RESOLVED that the Lansing City Council urges all Lansing residents to be part of this event, which contributes in making

Lansing a great place to live, work, and enjoy our dynamic cultural diversity;

BE IT FINALLY RESOLVED that the Lansing City Council expresses its appreciation to Cristo Rey Church for carrying on a tradition in the City of Lansing promoting diversity, acceptance, and community support.

By Council Member Wood

Motion Carried

RESOLUTION #2012-096

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
BROWNFIELD PLAN #56
EMERGENT BIOSOLUTIONS BROWNFIELD REDEVELOPMENT PLAN

WHEREAS, the Brownfield Redevelopment Authority (the 'Authority') of the City of Lansing, pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, Public Act, Public Act 381 of 1996, as amended, (the 'Act') has prepared a Brownfield Plan, submitted to Council and placed on file in the office of City Clerk, LBRA Brownfield Plan #56 – Emergent BioDefense Brownfield Redevelopment Plan (the 'Plan'); and

WHEREAS, a public hearing was held by the Lansing City Council on May 14, 2012 and at least 10 days before the public hearing the taxing jurisdictions were provided notice to be fully informed about the fiscal and economic implications of the proposed Plan and given a reasonable opportunity to express their views and recommendations regarding the Plan in accordance with Section 13 (10) and 14(1) of the Act; and

WHEREAS, the Lansing City Council, before and during its public hearing on the May 14, 2012, reviewed testimony and evidence regarding the Plan, and found that:

1. the Plan provides for the reimbursement of costs attributable to eligible activities to the developer and the Authority,
2. the Project includes, in addition to the eligible activities identified in the Plan, the redevelopment of the property,
3. the Project may result in new private investment of approximately \$25,063,938,
4. the Plan provides for the capture of property tax increment revenues due to the private investment on the site, and devotes them to repaying the Authority for its costs associated with eligible activities it performs, and to repaying the developer for their costs associated with eligible activities they perform, in accordance with the Plan,

WHEREAS, the Authority Board of Directors, at its meeting on April 13, 2012, unanimously recommended approval of the Plan, for this Project;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, after having duly considered the Plan, finds it is in compliance with the provisions of the Act and further finds:

- The Plan constitutes a public purpose under the Act;
- The Plan meets all of the requirements for a Brownfield Plan set forth in Section 13 of the Act;
- The proposed method of financing the costs of the eligible activities, as described in the Plan, is feasible and the Authority has the ability to arrange the financing;
- The costs of the eligible activities proposed in the Plan are reasonable and necessary to carry out the purposes of the Act; and

- The amount of the captured taxable value estimated to result from the adoption of the Plan is reasonable.

IT IS FINALLY RESOLVED that the Lansing City Council hereby approves the LBRA 'Brownfield Plan #56 – Emergent BioDefense Brownfield Redevelopment Plan'.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-097

BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Paul Holland of 801 N. Capitol Ave. Apt. 3, Lansing, MI 48906, as an At-Large member of the Park Board for a term to expire June 30, 2016; and

WHEREAS, the Public Service Committee met on May 16, 2012 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby confirms the appointment of Paul Holland of 801 N. Capitol Ave. Apt. 3, Lansing, MI 48906, as an At-Large member of the Park Board for a term to expire June 30, 2016.

By Council Member Yorko

Motion Carried

RESOLUTION #2012-098

BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Olivia Martin of 608 West Street, Lansing, MI 48915, as 4th Ward member of the Park Board for a term to expire June 30, 2016

WHEREAS, the Public Services Committee met on May 16, 2012 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby confirms the appointment of Olivia Martin of 608 West Street, Lansing, MI 48915, as 4th Ward member of the Park Board for a term to expire June 30, 2016.

By Council Member Yorko

Motion Carried

RESOLUTION #2012-099

BY COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, in conformance with Article 7, Section 7-101 of the City Charter, on March 26, 2012, the Mayor submitted a proposed budget for the 2012/2013 fiscal year, which spans from July 1, 2012 through June 30, 2013; and

WHEREAS, the City Council held a series of televised public hearings to review Mayor's budget recommendations; and

WHEREAS, the City Council held special Committee of the Whole meetings during evening hours at the Foster Community Center on April 25, 2012, and the Southside Community Center on May 1, 2012, and as part of the Council meeting to provide opportunities for citizens to comment on the proposed City budget; and

WHEREAS, in accordance with City Charter and the State Uniform Budgeting and Accounting Act, notice was published and a public hearing was held on May, 7, 2012, for the fiscal year 2012/2013 budget and capital improvements program; and

WHEREAS, Public Act 2 of 1968 of the State of Michigan, as amended, provides that the budget resolution of the City shall set forth the total number of mills to be levied under the General Property Tax Act, the estimated revenues, by source, and amounts appropriated to defray expenditures and meet the liabilities of the City for the ensuing fiscal year; and

WHEREAS, the City Council desires to establish certain budget policies for the fiscal year 2012/2013;

WHEREAS, this past November, voters approved a four-mill property tax levy increase, 1.5 mills of which are dedicated each to the Police and Fire departments and 1 mill is dedicated to roads and other essential services,

NOW, THEREFORE, BE IT RESOLVED that 19.70 mills be levied under the General Property Tax Act for fiscal year 2012/2013 as follows:

City Operating: 19.44
City Debt: .26

BE IT FURTHER RESOLVED that the City's sewage rate shall be increased by 4.5% for FY 2012/2013;

BE IT FURTHER RESOLVED that the following changes to the City's fee and charges be adopted:

General Fund (101)

		FY 2011	FY 2012
Police Department	Drug Kit Deposits Single Marijuana Test Kit	\$4.00	\$6.00
	Drug Kit Deposits Single Four Panel Test Kit	\$12.00	\$14.00
	Police Misc / SOR Sexual Offender Register	\$35.00	\$50.00
	Precinct Gymnasium Rental per hr Precinct Gymnasium Rental per hr	\$0.00	\$50.00
	Cleanup Fee (for uses that will involve extra cleanup)	\$0.00	\$65.00 FLAT FEE
Office of Community Media	Public Media Center Membership - Resident	Annual	N/A
	Public Media Center Membership - Non-Resident	Annual	N/A
Planning & Neighborhood Development Department	Planning Site Plan	Interdepartmental site plan review	\$500-\$1200
	SLU	Special land use permits	\$500-\$800

Other	Lot splits & NCU's	\$150-\$400	\$250-\$500	Spring Adult Softball	Team fee rec league- 12 games	\$240.00	\$226.00
BZA	Variances	\$160-\$450	\$160-\$500				
Plat	Subdivisions	\$20.00	same	Spring Adult Softball	Team fee - 12 games	\$260.00	\$264.00
Act 33	Public projects & property transactions	\$50-\$100	\$150-\$200	Spring Adult Softball	Team fee - 16 games	\$325.00	\$308.00
Rezoning	Rezonings	\$500-\$800	\$600-\$900	Spring Adult Softball	Team Fee - 20 Games	\$395.00	\$375.00
PILLOT	Payment in lieu of taxes	\$750.00	same	Fall Adult Softball	Team fee - 12 games	\$260.00	\$246.00
Zoning Verfy	Zoning letters	\$25.00	same	Youth Floor Hockey Tournaments		\$100.00	\$75.00
Copies	Maps, documents, etc	Vanes	Vanes	Youth Floor Hockey Team entry		\$210.00	\$199.00
Historic District Designation	Establish local Historic Districts	\$100-\$1500	same	High School Fast Pitch	Team Fee	\$300.00	\$280.00
Planning & Neighborhood Development-Code Compliance				Score Board Usage fee per field		\$10.00	\$0.00
Mult Dwelling Registration	New Registration	\$375.00	\$400.00	Ball field light fee	Ranney, Davis	\$25.00	\$0.00
Residential Registration	New Registration	\$375.00	\$400.00	Ball field light fee	Muni	\$40.00	
Mult Dwelling Inspection	Fee for Townhouses & Condos	\$18.00	\$25.00	Teen Drop in Basketball		\$2.00	\$0.00
Residential Inspec / Sin Family	Increase per unit fee	\$20.00	\$25.00	Adapted Aquatics		\$24.00	\$29.00
Residential Inspec / Duplex	Increase per unit fee	\$20.00	\$25.00	Beginning Archery		\$29.00	\$34.00
Public Service Department - GF	one per commercial site	\$200.00	replaced by plan review fee	Cardboard Sled Contest		\$5.00	\$10.00
Soil Erosion Permits - filing fee	Per plan fee	n/a	\$200.00	Co-ed Sand Volleyball		\$85.00	\$90.00
Soil Erosion Permits - Plan review fee	30 day increments	n/a	\$300.00	Youth Flag Football		\$40.00	\$45.00
Soil Erosion Permits - SESC Inspection fee	fixed fee	n/a	\$200.00	Girls Volleyball		\$35.00	\$40.00
Soil Erosion Permits - SESC Permit Closure	per acre fee	\$1,370.00	replaced by inspection fee	Holiday Road Rally		\$75.00	\$80.00
Soil Erosion Permits - commercial	per site	\$1500.00	replaced by plan review and SESC fees	I Want Results		\$64.00	\$69.00
Sidewalk/Drive approach - Inspection fees	up to 200 linear ft	\$120.00	\$125.00	Kids Camp		\$25.00	\$30.00
Sidewalk Snow Removal-Per Hour (min charge 33 hr)	increased per hour fee	\$116.33	\$124.00	Lifeguarding Certification Class		\$100.00	\$105.00
Sidewalk Snow Removal additional 20 minutes	increased per hour fee	\$48.79	\$52.00	Little Kickers		\$20.00	\$25.00
Demolition Cap Off	increased fixed fee	\$80.00	\$111.00	Little Sluggers		\$20.00	\$25.00
Parks & Recreation Department				Local Excellence Training - Summer		\$35.00	\$40.00
				Local Excellence Training - Winter/Fall		\$45.00	\$50.00
				Local Fit - fitness class		\$30.00	\$35.00
				National Junior Tennis - Summer		\$30.00	\$35.00
				National Junior Tennis - Winter/Fall		\$35.00	\$40.00
				Post Camp		\$25.00	\$30.00
				Pre Camp		\$15.00	\$20.00
				Private Swim Lessons		\$56.00	\$61.00
				Rock Climbing Classes		\$15.00	\$20.00
				Rummage Sale		\$15.00	\$20.00
				Semi Private Swim Lessons		\$41.00	\$46.00
				Splash Aerobics		\$32.00	\$37.00
				School Break Camps		\$75.00	\$80.00
				Swim Classes		\$32.00	\$37.00
				Swim Club	10 Sessions	\$35.00	\$40.00
				Swim Club	12 Sessions	\$42.00	\$47.00
				Teddy Bear Chefs		\$15.00	\$20.00
				Teen Leadership Academy		\$30.00	\$35.00
				Teen/Adult Learn to Swim		\$32.00	\$37.00

TR Bowling		\$16 00	\$21 00	Utility Cuts / Major streets / PASER Rating 8-10	increase \$ / sq. ft.	\$68 04	\$75 75
TR Casino Night		\$7 00	\$12 00	Utility Cuts / Major streets / PASER Rating 7 or less	increase \$ / sq. ft.	\$22 68	\$25 25
TR Game Night		\$10 00	\$15 00	Utility Cuts no built in revisit Paser 8-10	\$ / sq. ft.	n/a	\$19 50
TR Special events		\$8 00	\$13 00	Utility Cuts no built in revisit Paser 7 or less	\$ / sq. ft.	n/a	\$6 50
TR In Motion		\$30 00	\$35 00	Utility Cuts revisit Fee	\$ / sq. ft.	n/a	\$7 00
TR Mix it Up		\$40 00	\$45 00	Utility Cuts / Major Streets / Off Season QPM/LP/M Fill	increase \$ / sq. ft.	\$7 50	\$10 00
TR Riverwalk Theatre Trip		\$20 00	\$25 00	Temp cuts - Off season Prep fee	new \$ / sq. ft.		\$5 00
TR Safan		\$5 00	\$10 00	Concrete curb cut - first 5ft	FY12 \$/ft; FY13 time & materials	\$30 00	reimbursement of cost
TR Shamrock Party		\$5 00	\$10 00	Concrete curb cut - 6ft or more	FY12 \$/ft; FY13 time & materials	\$20 00	reimbursement of cost
Turner Dodge Camps		\$12 00	\$17 00	SIDEWALK REPLACEMENT 4"	increase \$ / sq. ft.	\$11 33	\$12 00
Valentines Dances - Daddy/Daughter & Mother/Son Volunteer		\$8 00	\$13 00	SIDEWALK REPLACEMENT 6"	FY12 \$/ft; FY13 time & materials	\$11 85	reimbursement of cost
Yards of Fabric		\$25 00	\$30 00	SIDEWALK REPLACEMENT 8"	FY12 \$/ft; FY13 time & materials	\$12 36	reimbursement of cost
Youth Baseball Ages 7-8		\$40 00	\$45 00	Temporary Sidewalk cuts	increase \$ / sq. ft.	\$7 50	\$8 50
Youth Baseball Ages 9-14		\$25 00	\$30 00	Public Service - Local Streets Fund (203)			
Youth Basketball		\$35 00	\$40 00	Utility Cuts / Major streets / PASER Rating 8-10	increase \$ / sq. ft.	\$35 61	\$38 00
Youth Soccer		\$35 00	\$40 00	Utility Cuts / Major streets / PASER Rating 7 or less	increase \$ / sq. ft.	\$11 87	\$13 00
Youth Softball Ages 9-11		\$25 00	\$30 00	Utility Cuts no built in revisit Paser 8-10	\$ / sq. ft.	n/a	\$19 50
Youth Softball Ages 12-14		\$25 00	\$30 00	Utility Cuts no built in revisit Paser 7 or less	\$ / sq. ft.	n/a	\$6 00
Youth T-Ball		\$25 00	\$30 00	Utility Cuts revisit Fee	\$ / sq. ft.	n/a	\$7 00
Mtg Rm 50 people Resident		\$10 00	\$10 00	Utility Cuts / Local Streets / Off Season QPM/LP/M Fill	increase \$ / sq. ft.	\$7 50	\$10 00
Mtg Rm 50 people Non-Resident		\$10 00	\$15 00	Temporary Sidewalk cuts	increase \$ / sq. ft.	\$7 50	\$8 50
Mtg Rm 50 people Non-Profit		\$10 00	\$5 00	Temp cuts - Off season Prep fee	new \$ / sq. ft.		\$5 00
Mtg Rm 100 people Resident		\$15 00	\$15 00	Planning & Neighborhood Development - Building Safety Fund (249)			
Mtg Rm 100 people Non-Resident		\$15 00	\$20 00	Residential Plan Review	Fees for residential reviews	<\$5000 are	>\$3000 shall
Mtg Rm 100 people Non-Profit		\$15 00	\$10 00			exempt	be 20% of
Gym Gier/Letts Resident		\$15 00	\$20 00			<\$50,000 is	building permit
Gym Gier/Letts Non-Resident		\$15 00	\$25 00			10% of fee	bid
Gym Gier/Letts Non-Profit		\$15 00	\$15 00			bid permit fee	
Gym Foster Resident		\$10 00	\$15 00				
Gym Foster Non-Resident		\$10 00	\$20 00				
Gym Foster Non-Profit		\$10 00	\$5 00				
Half Gym Gier Resident		\$8 00	\$10 00				
Half Gym Gier Non-Resident		\$8 00	\$15 00				
Half Gym Gier Non-Profit		\$8 00	\$5 00				
Gym other than Athletics Resident		\$25 00	\$30 00				
Gym other than Athletics Non-res		\$25 00	\$35 00				
Gym other than Athletics Non-Profit		\$25 00	\$25 00				
AV Equipment		\$5 00	\$10 00				
Public Service - Major Streets Fund (202)							
Permit to occupy Right-of-Way	permit fee + per-day fee	\$100 /day	\$125 /day				
Traffic Control Plan - Window cleaning above ROW	per event	\$75 00	\$80 00	Electrical Permits	Fee charged for investigations	\$50 00	\$75 00
Traffic Control Plan - Business extension - new	non-DLI permitted area	\$10/ft-\$100 minimum	\$130 00	Mechanical Permits	Fee increases	Varies see attached	
Traffic Control Plan - Business extension - renew	non-DLI permitted area		\$65 00	Electrical Permits	Technology fee	\$0 00	\$5 00
				Mechanical Permits	Technology fee	\$0 00	\$5 00
				Plumbing Permits	Technology fee	\$0 00	\$5 00

Sign Permits	Technology fee	\$0.00	\$5.00
Demolition Permits	Technology fee	\$0.00	\$5.00
Parks & Recreation - Cemetery Fund (516)			
Opening & Closing	ADULT GRAVE	\$625.00	\$750.00
Opening & Closing	CHILD 3' 5" TO 5'	\$325.00	\$400.00
Opening & Closing	INFANT 2' 5" TO 3' 5"	\$150.00	\$200.00
Opening & Closing	CREMATED REMAINS	\$200.00	\$350.00
Weekday Burials	AFTER 3:30 P.M.	\$200.00	\$300.00
Saturday Burials	BEFORE 1:00 P.M.	\$200.00	\$300.00
Saturday Burials	AFTER 1:00 P.M.	\$300.00	\$400.00
SUNDAY/CITY HOLIDAY BURIALS	BEFORE 1:00 P.M.	\$300.00	\$400.00
BURIAL SPACE RESIDENT	SINGLE MARKER GRAVE	\$600.00	\$800.00
BURIAL SPACE NON-RESIDENT	SINGLE MARKER GRAVE	\$800.00	\$1,200.00
BURIAL SPACE RESIDENT	2 GRAVE MONUMENT LOT	\$1,600.00	\$2,000.00
BURIAL SPACE NON-RESIDENT	2 GRAVE MONUMENT LOT	\$2,400.00	\$3,000.00
BURIAL SPACE RESIDENT	3 GRAVE MONUMENT LOT	\$2,400.00	\$3,000.00
BURIAL SPACE NON-RESIDENT	3 GRAVE MONUMENT LOT	\$3,600.00	\$4,500.00
BURIAL SPACE	CHILD'S GRAVE	\$220.00	\$300.00
BURIAL SPACE	INFANT'S GRAVE	\$110.00	\$150.00
BURIAL SPACE (ASHES) - Resident	COLUMBARIUM NICHE	\$450.00	\$550.00
BURIAL SPACE (ASHES) - Non-Resident	COLUMBARIUM NICHE	\$450.00	\$625.00
MONUMENT FOUNDATION	INSTALLATION OF FOUNDATION	\$0.30 sq. ft.	\$0.50 sq. ft.
MARKER CUTS	CUT OUT FOR MARKERS	\$35.00	\$45.00
DISINTERMENT ADULT	IN THE SAME CEMETERY	\$825.00	\$1,200.00

Public Service - Wastewater Treatment Fund (590)			
Sanitary Sewer Permit - up to 75 ft installed	increase fixed fee	\$150.00	\$166.00
Sanitary Sewer Permit - over 75 ft: Sewer Tap	additional fee per ft: increase fixed fee	\$1.50	\$1.60
		\$353.00	\$419.00

Public Service - Refuse Fund (596)

21 GALLON CART - \$/QUARTER	increase fee/quarter year	\$36.00	\$38.00
32 GALLON CART - \$/QUARTER	increase fee/quarter year	\$38.00	\$40.00
65 GALLON CART - \$/QUARTER	increase fee/quarter year	\$43.00	\$45.00
95 GALLON CART - \$/QUARTER	increase fee/quarter year	\$49.00	\$51.00
FRONT DOOR SERVICE	increase fee/quarter year	\$12.50	\$15.00
SPECIAL EVENT DUMPSTER - 20 Gallon	Daily	\$540.00	\$585.00
Public Service - Recycling Fund (597)			
Commercial 95 Gallon - Recycling Cart - 1 Cart	price per quarter	\$52.00	\$49.50
Commercial 95 Gallon - Recycling Cart - 2+ Cart	price per quarter	\$47.00	\$42.00
RECYCLING FEE	price per year	\$69.00	\$89.75
Recycling Day Special Event	per stand	n/a	\$7.50

BE IT FURTHER RESOLVED that the following appropriations and revenue projections are adopted as the City's budget for the 2012/2013 fiscal year:

II. GENERAL FUND

	FY 2013 <u>Proposed</u>	Council <u>Changes</u>	FY 2013 <u>Adopted</u>
Estimated Revenues			
Property Taxes	38,023,752		38,023,752
Income Taxes	29,050,000		29,050,000
State Shared Revenues	13,882,048		13,882,048
Licenses and Permits	1,514,590		1,514,590
Charges for Services	9,329,990	73,938	9,403,928
Fines and Forfeitures	2,485,520		2,485,520
Interest and Rents	108,000		108,000
Other Revenue	17,471,100		18,971,100
Transfers	65,000	1,500,000	65,000
Total Revenue	111,930,000	1,573,938	113,503,938

Appropriations

City Council			
Personnel	533,638	8,470	542,108
Operating	108,412		108,412
Capital	10,000		10,000
Total	652,050	8,470	660,520
Internal Audit			
Personnel	159,402	7,715	167,117

Operating	2,290		2,290	Capital	-		-
Capital	-		-	Total	1,422,589	53,750	1,476,339
Total	161,692	7,715	169,407				
Courts				Police			
Personnel	4,909,592	13,000	4,922,592	Personnel	30,246,579	321,570	30,568,149
Operating	730,167		730,167	Operating	3,205,972	33,280	3,239,252
Capital	-		-	Capital	61,000		61,000
Total	5,639,759	13,000	5,652,759	Total	33,513,551	354,850	33,868,401
Mayor's Office				Fire			
Personnel	634,636	(31,520)	603,116	Personnel	27,222,304	182,070	27,404,374
Operating	78,797		78,797	Operating	3,685,886		3,685,886
Capital	-		-	Capital	15,000		15,000
Total	713,433	(31,520)	681,913	Total	30,923,190	182,070	31,105,260
Office of Community Media				Public Service			
Personnel	283,537	7,815	291,352	Personnel	2,804,792	76,460	2,881,252
Operating	17,321		17,321	Operating	6,390,988	(450,000)	5,940,988
Capital	-		-	Control	-	450,000	450,000
Total	300,858	7,815	308,673	Capital	-		-
City Clerk's Office				Total	9,195,779	76,460	9,272,239
Personnel	727,023	17,610	744,633	Human Relations & Community Service			
Operating	179,002		179,002	Personnel	747,743	30,910	778,653
Capital	100		100	Operating	51,905		51,905
Total	906,125	17,610	923,735	Capital	-		-
Planning & Neighborhood Development				Total	799,648	30,910	830,558
Personnel	2,293,590	151,838	2,445,428	Parks & Recreation			
Operating	256,461		256,461	Personnel	4,343,812	132,650	4,476,462
Capital	-	27,829	27,829	Operating	2,329,989		2,329,989
Total	2,550,051	179,667	2,729,718	Capital	-		-
Finance				Total	6,673,801	132,650	6,806,451
Personnel	5,470,865	189,600	5,660,465	Human Services			
Operating	1,823,976		1,823,976	Operating	1,350,000		1,350,000
Capital	-		-	Total	1,350,000	-	1,350,000
Total	7,294,841	189,600	7,484,441	City-Supported Agencies			
Human Resources				Operating	331,400	(35,000)	296,400
Personnel	987,195	40,270	1,027,465	Control	-	15,000	15,000
Operating	450,079		450,079	Total	331,400	(20,000)	311,400
Capital	-		-	Non-Departmental			
Total	1,437,274	40,270	1,477,544	Vacancy Factor			(800,000)
City Attorney				Library Lease	(800,000)	165,000	165,000
Personnel	1,348,741	53,750	1,402,491	Debt Service	1,480,764		1,480,764
Operating	73,848		73,848	Transfers - Police	75,479	(75,479)	-
				Millage Capital			
				Transfers - Police	436,000		231,829
				Millage - Officer		(204,171)	

Preservation

Transfers - Fire Millage Capital	140,200	(140,200)	-
Transfers - Parks Millage Capital/Subsidies	1,024,804		1,024,804
Transfers - Road Millage	1,910,000		1,910,000
Transfers - Other Funds	3,631,711		4,332,182
Transfers - Control	-	700,471	50,000
		50,000	
Total	8,063,955	330,621	8,394,576

Total Appropriations	111,930,000	1,573,938	113,503,938	-
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Transfers

Total Appropriations	6,302,130	710,000	7,012,130
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STADIUM FUND

Estimated Revenues

Operating Revenues	250,000	250,000
Olds Park Stadium Naming Rights	125,000	125,000
Interest Income	-	-
Transfer from General Fund	472,700	472,700
Use of Fund Balance	-	-
Total Revenue	847,700	847,700

Appropriations

Debt Service	847,700	847,700
Total Appropriations	847,700	847,700

BUILDING DEPARTMENT FUND

Estimated Revenues

Licenses & Permits	1,916,543	1,916,543
Charges for Services	4,600	4,600
Miscellaneous	200	200
Transfer from General Fund	193,157	193,157
Use of Fund Balance	-	-
Total Revenue	2,114,500	2,114,500

Appropriations

Personnel	1,731,309	1,731,309
Operating	380,191	380,191
Capital	3,000	3,000
Debt Service	-	-
Total Appropriations	2,114,500	2,114,500

CDBG FUND

Estimated Revenues

Federal Grants	1,819,874	1,819,874
Total Revenue	1,819,874	1,819,874

Appropriations

Personnel	642,422	642,422
Operating	1,177,452	1,177,452
Capital	-	-
Total Appropriations	1,819,874	1,819,874

HOME GRANT FUND

Estimated Revenues

Federal Grants	591,466	591,466
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II. SPECIAL REVENUE FUNDS

MAJOR STREETS FUND

Estimated Revenues

Gas & Weight Tax Receipts	6,320,000	6,320,000
Utility Permit Fees (Metro Act)	398,000	398,000
Reimbursements	972,200	972,200
Miscellaneous Revenue	90,000	90,000
Transfer from General Fund	100,000	100,000
Use of Fund Balance	492,204	492,204
Total Revenue	8,372,404	8,372,404

Appropriations

Personnel	2,785,516	2,785,516
Operating	3,095,943	3,095,943
Capital	1,243,494	1,243,494
Debt Service	609,803	609,803
Transfers	637,648	637,648
Total Appropriations	8,372,404	8,372,404

LOCAL STREETS FUND

Estimated Revenues

Gas & Weight Tax Receipts	1,834,608	1,834,608
Reimbursements	348,054	348,054
Miscellaneous Revenue	580,000	580,000
Transfers	2,965,328	3,675,328
Use of Existing Bond Proceeds	179,136	179,136
Use of Fund Balance	395,004	395,004
Total Revenue	6,302,130	7,012,130

Appropriations

Personnel	2,716,618	2,716,618
Operating	1,860,218	1,860,218
Capital	368,086	1,078,086
Debt Service	1,357,208	1,357,208

Program Income	-	-	Total Appropriations	432,000	-	432,000
Total Revenue	591,466	591,466				
	-					
			DOWNTOWN LANSING, INC.			
Appropriations			Estimated Revenues			
Personnel	58,389	58,389	Special Assessments	395,000		395,000
Operating	533,077	533,077	Grants	10,000		10,000
Capital	-	-	Miscellaneous	201,280		201,280
Transfers	-	-	Transfer from General Fund	39,180		39,180
Total Appropriations	591,466	591,466	Use of Fund Balance	22,758		22,758
	-		Total Revenue	668,218	-	668,218
EMERGENCY SHELTER GRANT FUND						
Estimated Revenues			Appropriations			
Federal Grants	174,713	174,713	Personnel	167,469		167,469
Total Revenue	174,713	174,713	Operating	500,749		500,749
	-		Capital	-		-
Appropriations			Total Appropriations	668,218	-	668,218
Operating	174,713	174,713				
Total Appropriations	174,713	174,713	III. ENTERPRISE FUNDS			
	-					
DRUG LAW ENFORCEMENT FUND			CEMETERIES FUND			
Estimated Revenues			Estimated Revenues			
Drug Forfeiture Revenues	1,149,500	1,149,500	Cemetery Service Revenue	174,845		174,845
Interest Income	1,000	1,000	Sale of Lots	84,200		84,200
Use of Fund Balance	(311,299)	(311,299)	Other	5,400		5,400
Total Revenue	839,201	839,201	Transfer from Perpetual Care	-		-
	-		Transfer from Parks Millage	414,469		414,469
Appropriations			Total Revenue	678,914	-	678,914
Personnel	711,875	711,875				
Operating	119,326	119,326	Appropriations			
Capital	8,000	8,000	Personnel	374,017		374,017
Total Appropriations	839,201	839,201	Operating	288,097	(120,000)	168,097
	-		Control	-	120,000	120,000
DRUG LAW ENFORCEMENT FUND - TRI-COUNTY METRO			Capital	-		-
Estimated Revenues			Debt Service	-		-
Drug Forfeiture Revenues	200,000	200,000	Transfers	16,800		16,800
Contributions from Local Units	231,750	231,750	Total Appropriations	678,914	-	678,914
Private Donations	-	-				
Interest Income	250	250	GOLF FUND			
Use of Fund Balance	-	-	Estimated Revenues			
Total Revenue	432,000	432,000	Greens Fees	268,000		268,000
	-		Equipment Rentals	109,000		109,000
Appropriations			Concessions	39,000		39,000
Personnel	75,225	75,225	Other Revenue	50,000		50,000
Operating	335,775	335,775	Transfers In - Parks Millage	356,096		356,096
Capital	9,000	9,000	Total Revenue	822,096	-	822,096
Transfers	12,000	12,000				

Appropriations			Operating Income	1,611,753	1,611,753
Personnel	478,596	478,596	Interest Income	5,850	5,850
Operating	229,500	229,500	Use of Fund Equity	48,107	48,107
Capital	5,000	5,000	Total Revenue	1,665,710	1,665,710
Debt Service	109,000	109,000		-	
Transfers	-	-	Appropriations		
Total Appropriations	822,096	822,096	Personnel	862,950	862,950
	-		Operating	802,760	802,760
			Capital	-	-
			Total Appropriations	1,665,710	1,665,710
				-	

PARKING FUND**Estimated Revenues**

Parking Revenue	5,846,500	5,846,500
Baseball Revenue	53,000	53,000
Parking Fines	550,000	550,000
Interest	10,000	10,000
Capital Lease Payment	2,870,000	2,870,000
Use of Fund Equity	2,957,368	2,957,368
Other Revenue	667,738	667,738
Total Revenue	12,954,606	12,954,606
	-	

Appropriations

Personnel	2,074,113	2,074,113
Operating	2,562,402	2,562,402
Capital	2,404,500	2,404,500
Debt Service	5,913,591	5,913,591
Transfers	-	-
Total Appropriations	12,954,606	12,954,606
	-	

WASTEWATER FUND**Estimated Revenues**

Sewer Charges	31,010,819	31,010,819
Interest Income	10,000	10,000
Low Income Credit	(2,000)	(2,000)
Miscellaneous Income	25,000	25,000
Transfer from General Fund	-	-
Existing Bond Proceeds	-	-
Use of Fund Equity	6,736,381	6,736,381
Total Revenue	37,780,200	37,780,200
	-	

Appropriations

Personnel	7,321,035	7,321,035
Operating	7,725,142	7,725,142
Capital	4,104,000	4,104,000
Debt Service	18,330,023	18,330,023
Transfers	300,000	300,000
Total Appropriations	37,780,200	37,780,200
	-	

REFUSE FUND**Estimated Revenues**

Appropriations		
Personnel	862,950	862,950
Operating	802,760	802,760
Capital	-	-
Total Appropriations	1,665,710	1,665,710
	-	

RECYCLING FUND**Estimated Revenues**

Operating Income	3,434,035	3,434,035
Sale of Recycled Materials	130,000	130,000
Interest Income	-	-
Use of Fund Equity	358,325	358,325
Total Revenue	3,922,360	3,922,360
	-	

Appropriations

Personnel	2,084,279	2,084,279
Operating	1,313,081	1,313,081
Capital	-	-
Debt Service	525,000	525,000
Total Appropriations	3,922,360	3,922,360
	-	

IV. CAPITAL PROJECT FUNDS**CAPITAL IMPROVEMENT (CIP) FUND****Estimated Revenues**

Transfer from the General Fund	1,156,200	1,156,671
PEG (Cable Capital) Revenues	365,000	365,000
Total Revenue	1,521,200	1,561,671
	40,471	

Appropriations

Facilities	557,800	326,071
Technology Improvements	400,000	(231,729)
PEG (Cable Capital) Expenditures	365,000	132,000
Public Service	196,000	196,000
Fleet Services	2,400	142,600
Total Appropriations	1,521,200	1,561,671
	40,471	

PARKS MILLAGE FUND**Estimated Revenues**

Transfer from the General Fund	1,024,804	1,024,804
Total Revenue	1,024,804	1,024,804
	-	

Appropriations

M/D/N/R Grant Match - Cherry Hill	15,000		15,000
Moores Park Pool Repair	100,000		100,000
River Trail Maintenance & Repair	139,239		139,239
Transfer to Cemeteries Fund	414,469		414,469
Transfer to Golf Fund	356,096		356,096
Total Appropriations	1,024,804	-	1,024,804

POLICE MILLAGE FUND**Estimated Revenues**

Transfer from the General Fund	511,479	(279,620)	231,859
Total Revenue	511,479	(279,620)	231,859

Appropriations

Police Capital	75,479		-
Officer Preservation	436,000	(75,479)	231,859
Total Appropriations	511,479	(279,620)	231,859

FIRE MILLAGE FUND**Estimated Revenues**

Transfer from the General Fund	140,200	(140,200)	-
Total Revenue	140,200	(140,200)	-

Appropriations

Ambulance	140,200	(140,200)	-
Total Appropriations	140,200	(140,200)	-

BE IT FURTHER RESOLVED that \$60,000 be appropriated for the installation of sidewalks to fill gaps on all streets as outlined in the Public Service Department's 2005 Sidewalk Analysis by making the following adjustments to the amounts above:

II. General Fund**Appropriations**

Council; Personnel; reduce by \$60,000
Non-Departmental; Transfers – Other Funds; increase by \$60,000

IV. Capital Project Funds**Capital Improvement(CIP) Fund**

Estimated Revenues; Transfer from General Fund; increase by \$60,000
Appropriations; Public Services; increase by \$60,000 for sidewalk gap closure

BE IT FINALLY RESOLVED, that the following policies are hereby established for the 2012/2013 fiscal year:

BUDGET POLICIES**1. Encumbrances**

Authority is provided to re-appropriate available capital project balances as of June 30, 2012, into the FY 2012-13 budget. All non-capital, unencumbered balances require Council approval for re-appropriation.

Authority is provided to re-appropriate outstanding encumbered obligations which are less than \$5,000 into the FY 2012-13 budget, and the Administration is requested to present Council with a detailed report listing each encumbrance and its corresponding amount by September 1, 2012. Notwithstanding, the above encumbrances which are less than \$5,000 and more than 8 months old shall require Council approval.

2. Residency Incentive

In the event that funds advanced for home purchases are returned from employees, such funds shall be administratively re-appropriated to the City's Residency Incentive Program. Any amounts remaining in the City's Residency Incentive Program at the end of FY 2011-12 will be carried forward to FY 2012-13 and placed into the Residency Incentive Program account. The Administration is requested to identify other potential funding sources to be used for the City's Residency Incentive Program and report its findings to Council by December 1, 2012.

3. Labor Relations

Authority is included to transfer wage reserves and fringes to Departmental line items upon contract settlements.

4. Vacant and Unfunded Positions and Position Eliminations

Positions shown in the various Departmental budgets as eliminated in the FY 2012-13 budget are removed from Departmental Tables of Organization. The Administration is requested to present to Council on or before July 1, 2012, a City wide organizational chart reflecting all FY 2012-13 budgeted positions (funded-filled or vacant) and provide a list, by Department, of each position including position title, FTE, wages and fringes, and whether the position is filled or vacant.

5. Vacancy factor/funded and unfilled Positions

The budget includes an attrition vacancy allowance of \$800,000. The Administration is requested to provide Council on July 1, 2012, and every month, thereafter, a list of vacant positions by department. The Administration is also requested to provide, on a quarterly basis, a detailed list by Department of all positions by title, FTE, wages and fringes, and impact on programs and/or services which are included within this allowance. The personnel wages and fringes associated with all positions identified above as of July 1, 2012, and any such position vacated, thereafter, shall be placed in a budget control account, and will require City Council approval for expenditure.

6. Infrastructure / Sewage / CSO

Authorization is provided to transfer Sewage funding and State Revolving Loan Fund proceeds to expenditure accounts within the 592 Capital Projects Fund Series and recover residual funding from completed project segments in CSO funds to the Sewage Fund. Authority is provided for the administrative appropriation of 2003 Sewer Bond proceeds for the ineligible share of Combined Sewer Overflow projects and for such other Sewage Fund projects as are within the provisions of the bond covenant. This authority includes re-appropriation of residual funds for the design phase of succeeding project segments. Authority is provided to administratively appropriate funding from the Lansing Board of Water and Light when the Board chooses to participate in infrastructure repairs which may be accomplished during the CSO project by the City contractor. The Administration is requested to submit to Council detailed quarterly reports beginning September 1st of each year outlining the transfers made pursuant to the above authorization.

7. Public Service

Authority is provided to administratively transfer funding for flood control and storm sewer purposes if such funding is necessary to address flooding or unanticipated storm sewer maintenance needs. Administrative transfer authority is authorized for expenditure of 1990-II Environmental Bond Fund proceeds and to transfer Technical Equipment Replacement funding to the Service Garage fund and to create appropriate expenditure accounts. The Administration shall submit to Council detailed quarterly reports beginning September 1st of each year outlining the transfers made pursuant to the above authorization.

8. Act 51 Major and Local Streets

Transfer authority is not limited by departmental allocation. Administrative authority is included for appropriation of MDOT special authorization funding. Authorization is included to carry forward residual appropriations from FY 2011-2012 Traffic Maintenance accounts for matching the ITS Signal Pre-emption Grant. The Administration shall submit to Council detailed quarterly reports beginning September 1st of each year outlining the transfers made pursuant to the above authorization.

9. Parking System Fund

Authority is provided to administratively transfer to Capital Project accounts from Operating Cost accounts to meet bid or unforeseen major maintenance cost requirements. The Administration shall submit to Council detailed quarterly reports and funding activity on a budget basis beginning September 1st of each year outlining the transfers made pursuant to the above authorization.

10. Fees

Approval is herein given to charge fees as listed in the budget fee schedules.

11. Grants

The Administration shall present to Council every application for any grant and, upon notification of the award of a grant, shall submit the grant to Council for acceptance. Administrative authority is given to create the necessary accounts and transfers in accordance with the requirements of the grantor. Any grant that can be applied for administratively should be submitted for Council review within 10 days of the application.

12. Debt Service

Authority is provided to transfer residual balances between General Obligation Bond Funds, upon completion of repayment, to meet funding needs in other General Obligation issues and to close funds. The Administration shall submit to Council detailed quarterly reports beginning September 1st of each year outlining the transfers made pursuant to the above authorization.

13. Civil Actions, Claims, and Damages

Whenever a claim is made or any civil action is commenced against the Mayor, a City Council member, a non-bargaining unit employee, or a Lansing retirement board trustee (collectively in this provision "the Employee") for damages caused by an act or acts of the Employee within the scope of his or her authority and while in the course of his or her employment with the City or his or her duties on behalf of the retirement board, the City will pay for, engage, or furnish the services of an attorney to advise the Employee as to the claim and to appear for and represent the Employees in the action. If the City Attorney does not provide the attorney services, the attorney selection shall be made by the City in the manner the City determines. The City may compromise, settle, and pay a claim before or after the commencement of any civil action. Whenever any judgment for damages caused by the act or acts of the Employee covered under this provision is awarded against the Employee as the result of a civil action, the City will indemnify the Employee or will pay, settle, or compromise the judgment. The City's obligations under this provision, however, is contingent upon the Employee giving prompt notice of the commencement of the action and upon the Employee cooperating in the preparation, defense, and settlement of the action. The term "scope of authority" under this provision does not include any act or acts of Employee (i) fraud, (ii) dishonesty, (iii) willful, intentional, or deliberate violation of the law or breach of fiduciary duty, (iv) criminal act, or (v) traffic violation; nor does this provision abrogate or diminish governmental immunity.

14. Consolidated Law Enforcement Building

The Administration is requested to submit to Council a detailed analysis and business plan for Consolidated Law Enforcement Building to include the centralization of all police facilities and the 54A District Court. This analysis should be submitted by July 1, 2012 and include the efficiencies that will be achieved, detail analysis of cost savings, and the elimination of redundancies.

15. Capital Improvement Projects

The Internal Auditor will provide an annual report to Council on all projects completed in the prior fiscal year regarding the Capital Improvement Project budgets and all cost overruns or under expenditures. This report will be submitted by January 31st each year for consideration by Council.

16. City's Road Maintenance/Construction Capital Improvement Plan

The Administration is requested to update on an annual basis and submit to Council by December 1st each year.

17. 425 Agreements/Project Labor Agreements

Council will review language to be incorporated in all future City 425 Agreements and Project Labor Agreements that addresses employment opportunities for City of Lansing residents and other issues that will protect the interests of the City.

18. Contracts

- a. During the 1st of the months of October, January, April, and July, the Administration is requested to present to Council a list of all contracts and copies of all purchase orders, including any extensions and/or amendments, approved by the Administration in excess of \$25,000.
- b. The Administration is requested to include non-appropriation clauses and other similar out provisions in all leases and vendor contracts.

19. Community Resource Officers

The City Council strongly suggests that the Lansing School District reimburse the City for all wages, fringes and costs of LPD Officers assigned to the Lansing School District.

20. Human Services and Community Supported Agencies Funding

The plan for funding Agencies submitted to Council designate particular Agencies. If any agency does not apply for or use their funding, all funds will remain in their respective account(s) for additional appropriation and approval by Council for Human Services and Community Supported Agencies use pursuant to the Charter transfer authority. The Administration/Human Relations Community Services Department is requested to submit to Council a quarterly report on the status of the Human Services and Community Supported Agencies' funding. This report should include the accounting level detail appropriation; amount spent, balance, and a notation as to whether the balance of funds is expected to be spent by the end of the Fiscal Year; if not, why?

21. Personnel and Fringe Accounts

Administrative transfer authority shall be as set forth in Section 7-107.3 of the City Charter.

22. Pedway

The Administration is requested to submit to Council by September 15, 2012, a detailed plan and budget for the renovation the Pedway.

23. City Capital Improvement and Maintenance

The City's Capital Improvement and Maintenance Plan is referred to Committee of the Whole for review and consideration by September 1, 2012.

24. Light on Fairview and Saginaw

Administration is requested to work with MDOT on changing the caution light at Fairview and Saginaw to a full phase traffic signal light and installing a full phase traffic signal light and pedestrian crossway at Marshall and Grand River.

25. Sidewalks

The Council supports installation of sidewalks to fill gaps on all streets as outlined in the Public Service Department's 2005 Sidewalk Analysis.

26. Fire Services

The Public Safety Committee is to review EMS and Fire Dispatch protocols and submit a report of its findings to Council by September 15, 2012.

27. City Cemeteries

The President of Council is requested to appoint a Special Ad Hoc Committee to review the operations and maintenance of city-owned cemeteries and to make recommendations on their financial and operational sustainability. The AD Hoc Committee should be composed of a coalition of public officials, Friends of Lansing's Historic Cemeteries, consumers, and others concerned about this issue. The Ad Hoc Committee shall submit a report of its findings to Council by September 15, 2012.

28. Brownfield Incentives

The Development and Planning Committee is to review all Brownfield incentives approved by the City and the Brownfield Authority to determine whether each project met the projections of project description, capital investment, eligible activities, estimated job creation/retention, duration of plan, and taxes generated and distributed. The Development and Planning Committee shall submit a report of its findings to Council by September 15, 2012.

29. Tax Increment Finance Authority

The Development and Planning Committee is to review the economic development incentives which have been approved within the TIFA district over the last ten years. The review is to determine the impact of this activity on TIFA revenues and the projected \$2 million deficit in the TIFA budget. The Committee is to submit a report of its findings to Council by September 15, 2012.

30. Oliver Tower Building/Block

Council requests the Administration to move quickly to either sell (accept pending \$2,520,000 offer to purchase from Lansing Community College) or place the Oliver Tower Building/Block for sale through a competitive bid process.

31. Red Cedar Park Property

Council requests the Administration to move quickly to issue a request for proposal to sell the Red Cedar Park property as approved in the November 2011 ballot referendum.

32. Council's Budget Policy Statement

It is Council's intent and understanding that adoption of the FY 2012-13 budget constitutes the City's official budget priorities and policy.

By Council Member Robinson

To adopt the resolution

By Council Member Yorko

To amend the resolution's Budget Policies and Priorities as follows:

BE IT FURTHER RESOLVED that \$50,000 be appropriated for the installation of sidewalks to fill gaps on all streets as outlined in the Public Service Department's 2005 Sidewalk Analysis by making the following adjustments to the amounts above:

- II. General Fund
 - Appropriations
 - Council; Personnel; reduce by \$93,000
 - Non-Departmental; Transfers – Other Funds; increase by \$93,000
 - IV. Capital Project Funds
 - Capital Improvement (CIP) Fund
 - Estimated Revenues; Transfer from General Fund; increase by \$93,000
- Appropriations; Public Services; increase by \$93,000

Motion Failed

By Council Member Quinney

To amend the resolution's Budget Policies and Priorities as follows:

BE IT FURTHER RESOLVED that \$50,000 be appropriated for the installation of sidewalks to fill gaps on all streets as outlined in the Public Service Department's 2005 Sidewalk Analysis by making the following adjustments to the amounts above:

- II. General Fund
 - Appropriations
 - Council; Personnel; reduce by \$50,000
 - Non-Departmental; Transfers – Other Funds; increase by \$50,000
- IV. Capital Project Funds
 - Capital Improvement (CIP) Fund
 - Estimated Revenues; Transfer from General Fund; increase by \$50,000

Appropriations; Public Services; increase by \$50,000 for sidewalk gap closure;

By Council Member Robinson

To amend the amendment by striking \$50,000 and inserting \$70,000

Motion Failed

By Council Member Quinney

To amend the amendment by striking \$50,000 and inserting \$60,000

Motion Carried

The question being the amendment as amended

Motion Carried

By Council Member Robinson

To divide the question to allow for a separate vote on the Human Relations and Community Services Budget related to the Tri-County Office on Aging, the South Lansing Community Development Association, Capital Area Community Services, and the Safety Council

Motion Carried

By Council Member Robinson

To recuse Council Member Dunbar from the vote on Human Relations and Community Services Budget related to the South Lansing Community Development Association

Motion Carried

By Council Member Robinson

To recuse Council Member Jeffries from the vote on Human Relations and Community Services Budget related to and the Tri-County Office on Aging

Motion Carried

By Council Member Robinson

To recuse Council Member Wood from the vote on Human Relations and Community Services Budget related to the Safety Council and the Tri-County Office on Aging

Motion Carried

The question being the motion to approve Human Relations and Community Services Budget related to the Tri-County Office on Aging

Motion Carried (Council Members Wood and Jeffries recused)

The question being the motion to approve Human Relations and Community Services Budget related to Capital Area Community Services

Motion Carried (Council Member Jeffries recused)

The question being the motion to approve Human Relations and Community Services Budget related to the Safety Council

Motion Carried (Council Member Wood recused)

The question being the motion to approve Human Relations and Community Services Budget related to the South Lansing Community Development Association

Motion Carried (Council Member Dunbar recused)

The question being the motion to approve the remainder of the Resolution

Motion Carried by the following roll call vote:

Yeas: Council Members Jeffries, Quinney, Robinson, Washington, Wood

Nays: Council Members Dunbar, Houghton, Yorko

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

• Communications and Petitions and Other City Related Matters:

- a. Application for Community Funding submitted by Men Making a Difference, Inc. for its 5th Annual Connecting with Our Youth Picnic to be held July 14, 2012

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- b. Letter from John Pollard of 1718 Blair St. submitting an alleged Charter violation

RECEIVED AND PLACED ON FILE

REMARKS BY THE MAYOR OR EXECUTIVE ASSISTANT

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about the recent Mobile Food Pantry event. He announced the Mayor's River Walk, Be a Tourist in Your Hometown and the Board of Water and Light Chili

Cook-Off. He also spoke about negotiations with city unions.

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS:

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city matters.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Claude Beavers of 3010 Boston Blvd. spoke about various city matters.

John Pollard of 1718 Blair St. spoke about various city matters.

L. W. Morrow of 517 S. Walnut St. spoke about various city matters.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

Norma T. Bauer of 205 E. Jolly Rd. spoke about issues related to Reutter Park.

ADJOURNED TIME 9:35 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF MAY 31, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 1:30 p.m. by President Jeffries.

PRESENT: Council Members Jeffries, Quinney, Robinson, Washington, Wood

ABSENT: Council Members Dunbar (Arrived at 1:39 p.m.), Houghton (Arrived at 1:42 p.m. and left at 2:25 p.m.) and Yorks

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS**

Council Member Robinson stated that the next 2nd Saturdays meeting for residents of the 3rd Ward has been canceled.

Council Member Washington announced the next 1st Contact meeting for residents of the 1st Ward, the opening of the Allen Street Market and World Day at Hunter Park.

Council Member Wood announced the Be a Tourist in Your Home Town event.

Council Member Robinson announced the Board of Water and Light Chili Cook Off and spoke about the Allen Street Market.

President Jeffries stated that upcoming Committee of the Whole meetings would take place on Mondays before the regularly scheduled City Council meetings.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

**THIS ITEM WAS RETURNED TO THE COMMITTEE ON PUBLIC
SAFETY**

Traffic Control Orders 12-029, 12-030, 12-031, 12-032, 12-033, 12-034, 12-035, 12-036, 12-037, 12-038, 12-039, 12-040, 12-041, 12-043; Area 19

By Council Member Wood

To recommit this item

Motion Carried

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, announced the Mayor's River Walk, Be a Tourist in Your Home Town, the Board of Water and Light Chili Cook Off, the Common Ground Music Festival. He spoke about the expansion project at Emergent BioSolutions and a construction event at the new Board of Water and Light Plant.

Council Member Dunbar arrived at the meeting at 1:39 p.m.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings.

John Pollard of 1718 Blair St. spoke in opposition to Brownfield Redevelopment Plan #54, Amendment #1, Reutter Park Place and Lowertown Lofts Limited Dividend Housing Association/Michigan Institute for Contemporary Art; Business Loan.

Council Member Houghton arrived at the meeting at 1:42 p.m.

LEGISLATIVE MATTERS

CONSENT AGENDA

**THIS ITEM WAS RETURNED TO THE COMMITTEE ON PUBLIC
SAFETY**

Traffic Control Order 12-016 and Parking Regulation Change Request, Jenison Avenue, regulation of parking along Jenison Ave. between Willow St. and Theodore St.

By Council Member Wood

To recommit this item

Motion Carried

**THIS ITEM WAS RETURNED TO THE COMMITTEE ON PUBLIC
SAFETY**

Traffic Control Order 12-015 and Parking Regulation Change Request, Sycamore Street, regulation of parking along Sycamore St. between Ottawa St. and Ionia St.

By Council Member Wood

To recommit this item

Motion Carried

**THIS ITEM WAS RETURNED TO THE COMMITTEE ON PUBLIC
SAFETY**

Traffic Control Orders 12-044, 12-045 and Parking Regulation Change Request, Lincoln Ave. and Tisdale Ave, regulation of traffic operations at the intersections of Alpha St. and Tisdale Ave. and Lincoln Ave. and Pennsylvania Ave.

By Council Member Wood

To recommit this item

Motion Carried

By Council Member Dunbar

To approve all items on the Consent Agenda.

Council Member Wood asked that items 1a, 1b, 2a, 2b, 2c, 3b, 3c, 3d, 3h, 3i, 3j, 3k, 3l, 3m, 3n and 3o be removed from the Consent Agenda.

There were no items remaining on the Consent Agenda for approval.

RESOLUTIONS

RESOLUTION #2012-100

BY THE DEVELOPMENT AND PLANNING COMMITTEE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
RESOLUTION APPROVING PROJECT PLAN
(Lowertown Lofts Limited Dividend Housing Association/
Michigan Institute for Contemporary Art)

WHEREAS, the Lansing Economic Development Corporation (LEDC) Board of Directors has identified Old Town Lansing as a major economic development investment area; and

WHEREAS, in an effort to foster business development, expansion and renovation of properties within and surrounding the Project investment area, the LEDC has initiated a Business Finance Assistance Program (BFAP) and believes this Project has a significant impact on the Old Town District; and

WHEREAS, the Business Finance Assistance Program will utilize a portion of the LEDC's capital to make funds available to the applicant for purchase of property located at 1208, 1210, 1212 Turner Street, Lansing as a "Project" with a Public Purpose" as defined by P.A. 338 of 1974, as amended; and

WHEREAS, Lowertown Lofts limited Dividend Housing Association/Michigan Institute for Contemporary Art has made application with the LEDC for a business loan for the purchase of property located at 1208, 1210, 1212 Turner Street, Lansing, Michigan and legally described as:

Lot 16, Assessor's Plat No. 31 of Block 6, and the south 127 feet of Lot 17, Assessor's Plat No. 31, Block 6, Original Plat, City of Lansing, Ingham County, Michigan

WHEREAS, the Project will result in new investment of approximately \$175,000; and

WHEREAS, Section 8 of Act No. 338 of the Michigan Public Acts of 1974, as amended (the Act), requires that before the LEDC acquires an interest in property or incurs obligations for a specific project, the corporation shall prepare a project plan, conduct a public hearing on the matter and secure the recommendations of the local governing body; and

WHEREAS, the LEDC has prepared a Project Plan for the Project, submitted it to Council and placed it on file in the office of the City Clerk in accordance with the Act; and

WHEREAS, at such hearing held on the 21st of May, 2012, the fullest opportunity was given for expression of opinion, for arguments on the merits, and for introduction of documentary evidence pertinent to the Project Plan, and further, this City Council has given due consideration to all communications received in writing with reference thereto; and

WHEREAS, the City Council desires to express its approval of said Project Plan.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, approves the Project Plan submitted by the LEDC after determining that the project plan constitutes a public purpose based on the following considerations:

- a. The Project Plan meets the requirements set forth in Section 8 of the Act.
- b. The persons who will be active in the management of the Project for not less than one year after the approval of the Project Plan have sufficient ability and experience to manage the plan properly.
- c. The proposed method of financing the Project is feasible and the LEDC has the ability to arrange the financing of a not to exceed loan in the amount of \$82,500 so that the applicant can acquire full ownership of the property.
- d. The Project is reasonable and necessary to carry out the purpose of the Act.

BE IT FURTHER RESOLVED that the LEDC is hereby authorized to proceed with the Project and the financing thereof.

BE IT FINALLY RESOLVED that the City Clerk is hereby requested to provide three certified copies of this resolution to the LEDC.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-101

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
BROWNFIELD PLAN #54 - AMMENDMENT #1
REUTTER PARK PLACE BROWNFIELD REDEVELOPMENT PLAN

WHEREAS, the Lansing Brownfield Redevelopment Authority has prepared and forwarded an approved Brownfield Plan pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, Public Act 381 of 1996, as amended, for property commonly referred to as 301 W. Lenawee Street located in the City of Lansing; and

WHEREAS, prior to Council's action on this request, it is necessary to hold a public hearing on the Plan, to allow for any resident, taxpayer or ad valorem taxing unit the right to appear and be heard;

WHEREAS, maps, plats, and a description of the brownfield plan are available for public inspection at the Lansing Economic Development Corporation, 401 South Washington Square, Suite 100, Lansing, MI 48933, and that all aspects of the brownfield plan are open for discussion at the public hearing.

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on June 18, 2012 at 7:00 p.m. on Brownfield Plan #54 - Amendment #1 - Reutter Park Place Brownfield Redevelopment Plan under the Brownfield Redevelopment Financing Act, for property more particularly described as:

Parcel Number: 33-01-01-16-379-083 – LOTS 1 THRU 4 & 9 THRU 12; BLOCK 147 ORIG PLAT

Parcel Number: 33-01-01-16-379-061 – E 7 R LOT 5 & W 3 R OF N 3 R LOT 5 BLOCK 147 ORIG PLAT,

And that the City Clerk cause notice of such hearing to be published twice

in a publication of general circulation, no less than 10 days or more than 40 days prior to the date of the public hearing, and that the City Clerk also cause the legislative body of each taxing unit levying ad valorem taxes on this property, to be notified of Brownfield Plan #54 - Amendment #1 - Reutter Park Place Brownfield Redevelopment Plan and the scheduled public hearing.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-102

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission received a request from CDDM Corporation to Transfer All Stock in 2011 Class C licensed business with Dance-Entertainment Permit, & Topless Activity Permit, located at 5910 S Pennsylvania, Lansing, MI 48910, Ingham County, wherein Derek Wroblewski transfers 60,000 shares of stock to new stockholder, FG Lansing 2, LLC; and

WHEREAS, the Committee on General Services met on May 15, 2012 to review the request with affirmative action taken;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the request from CDDM Corporation to Transfer All Stock in 2011 Class C licensed business with Dance-Entertainment Permit, & Topless Activity Permit, located at 5910 S Pennsylvania, Lansing, MI 48910, Ingham County, wherein Derek Wroblewski transfers 60,000 shares of stock to new stockholder, FG Lansing 2, LLC;

BE IT FURTHER RESOLVED, the City Clerk is requested to notify the Michigan Liquor Control Commission of the action taken.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-103

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission received a request from Moriarty's Pub, Inc. for a New Dance Permit to be held in conjunction with 2011 Class C licensed business, located at 802-804 E. Michigan Ave., Lansing, MI 48912, Ingham County; and

WHEREAS, the Committee on General Services met on May 15, 2012 to review the request with affirmative action taken;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the request from Moriarty's Pub, Inc. for a New Dance Permit to be held in conjunction with 2011 Class C licensed business, located at 802-804 E. Michigan Ave., Lansing, MI 48912, Ingham County;

BE IT FURTHER RESOLVED, the City Clerk is requested to notify the Michigan Liquor Control Commission of the action taken.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-104

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Wendy Roberts of 911 W. Cavanaugh, Apt. 7, Lansing, MI 48910, as an At-Large member of the

Human Relations and Community Services Board for a term to expire June 30, 2015

WHEREAS, the General Services Committee met on May 15, 2012 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby confirms the appointment Wendy Roberts of 911 W. Cavanaugh, Apt. 7, Lansing, MI 48910, as an At-Large member of the Human Relations and Community Services Board for a term to expire June 30, 2015.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-105

THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made reappointments to the Board as stated below:

Board of Plumbing

Stephen Reck as a citizen representative for a term to expire June 30, 2016

Tim Waite as Journeyman Plumber for a term to expire June 30, 2016

William Pond as Master Plumber for a term to expire June 30, 2016

WHEREAS, the Committee on Public Safety met on May 23, 2012 and confirmed the appointments; and

WHEREAS, the nominees have been vetted and meet the qualifications as required by the City Charter;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the reappointments to the following Board:

Board of Plumbing

Stephen Reck as a citizen representative for a term to expire June 30, 2016

Tim Waite as Journeyman Plumber for a term to expire June 30, 2016

William Pond as Master Plumber for a term to expire June 30, 2016

By Council Member Wood

Motion Carried

RESOLUTION #2012-106

THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made reappointments to the Board as stated below:

Police Commission

Clyde Carnegie as the 4th Ward member for a term to expire June 30, 2016

Robert Noordhoek as an At-Large member for a term to expire June 30, 2016

WHEREAS, the Committee on Public Safety met on May 23, 2012 and confirmed the appointments; and

WHEREAS, the nominees have been vetted and meet the qualifications as required by the City Charter;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the reappointments to the following Board:

Police Commission

Clyde Carnegie as the 4th Ward member for a term to expire June 30, 2016

Robert Noordhoek as an At-Large member for a term to expire June 30, 2016

By Council Member Wood

Motion Carried

RESOLUTION #2012-107

THE COMMITTEE ON PUBLIC SAFETY

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made reappointments to the Board as stated below:

Building Board of Appeals

Donald Heck as Engineer Representative for a term to expire June 30, 2014

James Drake as Architect Representative for a term to expire June 30, 2014

WHEREAS, the Committee on Public Safety met on May 23, 2012 and confirmed the appointments; and

WHEREAS, the nominees have been vetted and meet the qualifications as required by the City Charter;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the reappointments to the following Board:

Building Board of Appeals

Donald Heck as Engineer Representative for a term to expire June 30, 2014

James Drake as Architect Representative for a term to expire June 30, 2014

By Council Member Wood

Motion Carried

RESOLUTION #2012-108

THE COMMITTEE ON PUBLIC SAFETY

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made reappointments to the Board as stated below:

Fire Commission

Robert Brown as the 4th Ward member for a term to expire June 30, 2016

Louis Vinson as an At-Large member for a term to expire June 30, 2016

WHEREAS, the Committee on Public Safety met on May 23, 2012 and confirmed the appointments; and

WHEREAS, the nominees have been vetted and meet the qualifications as required by the City Charter;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the reappointments to the following Board:

Fire Commission

Robert Brown as the 4th Ward member for a term to expire June 30, 2016

Louis Vinson as an At-Large member for a term to expire June 30, 2016

By Council Member Wood

Motion Carried

RESOLUTION #2012-109

THE COMMITTEE ON PUBLIC SAFETY

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made reappointments to the Board as stated below:

Electrical Board

Walter Smiley as a Journeyman member for a term to expire June 30, 2015

Howard Lutz as a Citizen member for a term to expire June 30, 2016

Joseph Peters as an Electric Utility member for a term to expire June 30, 2016

WHEREAS, the Committee on Public Safety met on May 23, 2012 and confirmed the appointments; and

WHEREAS, the nominees have been vetted and meet the qualifications as required by the City Charter;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the reappointments to the following Board:

Electrical Board

Walter Smiley as a Journeyman member for a term to expire June 30, 2015

Howard Lutz as a Citizen member for a term to expire June 30, 2016

Joseph Peters as an Electric Utility member for a term to expire June 30, 2016

By Council Member Wood

Motion Carried

RESOLUTION #2012-110

BY THE COMMITTEE ON PUBLIC SAFETY

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Engineering Division of the Public Service Department conducted a study of the roadway conditions to determine traffic control requirements at the intersection of Brookland Boulevard and Cedarbrook Avenue; and

WHEREAS, based upon the results of this study, the Engineering Division recommends the installation of stop signs on Brookland Boulevard at the intersection of Cedarbrook Avenue; and

WHEREAS, based upon the results of this study, the Traffic Board, due to a lack of quorum, is forwarding a positive, but unofficial, recommendation concurring with the Engineering Division to install stop signs on Brookland Boulevard at the intersection of Cedarbrook Avenue; and

WHEREAS, the draft minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 12-023, thereby authorizing the Transportation Engineer to install stop signs on Brookland Boulevard at the intersection of Cedarbrook Avenue;

BE IT FINALLY RESOLVED that Traffic Control Order No. 12-023 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

By Council Member Wood

Motion Carried

RESOLUTION #2012-111

BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Public Service Department's Engineering Division has completed a review of roadway characteristics along the Todd Avenue corridor between Moore's River Drive and Mount Hope Avenue; and

WHEREAS, the parking regulations were found to be inconsistent with similar streets in the surrounding area; and

WHEREAS, parking prohibitions on the east side of Todd Avenue between Smith Avenue and Mt. Hope Avenue are no longer necessary due to closing of Fire Station #5; and

WHEREAS, parking is currently prohibited on the west side of Todd Avenue between Moores River Drive and Mt Hope Avenue; and

WHEREAS, the Engineering Division does not believe the parking prohibition is required along the west side of Todd Avenue as a result of the closing of Moores Park Elementary and Fire Station #5; and

WHEREAS, the Engineering Division developed and mailed a survey to owners and occupants along Todd Avenue to allow an opportunity to comment on two proposed parking regulations; and

WHEREAS, the two proposed parking regulations were to allow parking along both east and west sides of Todd Avenue or to keep the existing parking regulations; and

WHEREAS, 51 surveys were mailed and 17 surveys were returned; and

WHEREAS, 70.6% of the respondents supported the removal of the parking regulations to allow parking along both sides of Todd Avenue and 29.4% supported the option to keep the existing parking regulations; and

WHEREAS, based upon the results of the study and results of the survey, the Engineering Division recommends removing the existing parking restrictions and prohibitions along both east and west sides of Todd Avenue to allow parking; and

WHEREAS, based upon the results of this study, the Traffic Board, due to a lack of quorum, is forwarding a positive, but unofficial, recommendation concurring with the recommendations of the Engineering Division;

WHEREAS, the draft minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves the recommendation of the Traffic Board authorizing the Transportation Engineer to remove all parking prohibitions and restrictions on Todd Avenue from Moores River Drive to Mt. Hope Avenue;

BE IT FINALLY RESOLVED that the parking will be permitted along both sides of Todd Avenue from Moores River Drive to Mt Hope Avenue once all applicable signs are removed.

By Council Member Wood

Motion Carried

RESOLUTION #2012-112

BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Public Service Department's Engineering Division received a request from staff at Post Oak Elementary to review current parking and traffic flow characteristics on Post Oak Lane and Darien Drive; and

WHEREAS, the Engineering Division conducted field observations during school drop off and pick-up times to evaluate traffic conflicts; and

WHEREAS, based upon field observations the Engineering Division, in addition to the existing parking regulations, installed no parking, 3:15 PM to 4:15 PM, School Days signs on the east side of Post Oak Lane from Montego Drive to Darien Drive and on the south side of Darien Drive from Post Oak Lane to 375 feet east of Post Oak Lane; and

WHEREAS, the Engineering Division also installed no parking signs along the south / west side of Post Oak Lane from 40 feet west of Somercroft Drive to Montego Drive; and

WHEREAS, the Engineering Division installed signs restricting Post Oak Lane, from Montego Drive to Meadowcroft Drive, to one-way northbound / westbound traffic between 3:15 PM and 4:15 PM, School Days; and

WHEREAS, the signs were installed on a temporary basis to evaluate their effectiveness; and

WHEREAS, the Engineering Division has received positive feedback from staff at Post Oak Elementary that the additional parking regulations and traffic restrictions have improved traffic circulation adjacent the elementary; and

WHEREAS, based upon the results of the study and positive feedback, the Engineering Division recommends that the additional parking signs and travel restrictions remain in place; and

WHEREAS, based upon the results of this study, the Traffic Board, due to a lack of quorum, is forwarding a positive, but unofficial, recommendation concurring with the recommendations of the Engineering Division; and

WHEREAS, the draft minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board; and

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Orders 12-011, 12-012, and 12-013 thereby authorizing the Transportation Engineer to regulate the parking on Post Oak Lane and on Darien Drive as well as restrict traffic on Post Oak Lane, from Montego Drive to Meadowcroft Drive, to one-way northbound / westbound between 3:15 PM and 4:15 PM, School Days;

BE IT FINALLY RESOLVED that Traffic Control Orders 12-011, 12-012, and 12-013 shall become effective when signed by the Transportation Engineer, filed with the City Clerk and any additional signs are installed.

By Council Member Wood

Motion Carried

RESOLUTION #2012-113

BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Public Service Department's Engineering Division has completed a review of roadway characteristics along Grand Avenue and Shiawassee Street due to recent construction activities; and

WHEREAS, the parking layout along Grand Avenue between Ottawa Street and Shiawassee Street was modified in conjunction with roadway construction; and

WHEREAS, the signal at Ionia Street and Grand Avenue was removed in conjunction with the removal of the North Grand Expansion ramp; and

WHEREAS, the signal does not meet warrants and is not required; and

WHEREAS, the driveway on Shiawassee Street for the parking structure in the southeast corner of Shiawassee Street and Grand Avenue was designed for right-in and right-out vehicular movements; and

WHEREAS, travel lane assignments were modified at the Grand Avenue and Ionia Street intersection; and

WHEREAS, the Engineering Division installed new parking signs, lane use signs, stop signs, and turn prohibition signs addressing the new parking and travel assignments; and

WHEREAS, the Engineering Division recommends the implementations remain in place; and

WHEREAS, based upon the results of this study, the Traffic Board, due to a lack of quorum, is forwarding a positive, but unofficial, recommendation concurring with the recommendations of the Engineering Division;

WHEREAS, the draft minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves the recommendation of the Traffic Board authorizing the Transportation Engineer to file permanent Traffic Control Orders 12-014, 12-024, 12-025, 12-026, 12-027 and 12-028 with the City Clerk;

BE IT FINALLY RESOLVED that Traffic Control Orders 12-014, 12-024, 12-025, 12-026, 12-027 and 12-028 will be effective once signed and filed with the City Clerk.

By Council Member Wood

Motion Carried

RESOLUTION #2012-114

BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Engineering Division of the Public Service Department conducted a study of the roadway conditions to determine traffic control requirements at the intersection of Cedarbrook Avenue & South Dexter Drive; and

WHEREAS, based upon the results of this study, the Engineering Division recommends the installation of stop signs at the northbound approach on Cedarbrook Avenue at the intersection of South Dexter Drive; and

WHEREAS, based upon the results of this study, the Traffic Board, due to a lack of quorum, is forwarding a positive, but unofficial, recommendation concurring with the Engineering Division to install stop signs at the

northbound approach on Cedarbrook Avenue at the intersection of South Dexter Drive; and

WHEREAS, the draft minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 12-017, thereby authorizing the Transportation Engineer to install a stop sign at the northbound approach on Cedarbrook Avenue at the intersection of South Dexter Drive;

BE IT FINALLY RESOLVED that Traffic Control Order No. 12-017 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

By Council Member Wood

Motion Carried

RESOLUTION #2012-115

BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Public Service Department's Engineering Division received a request from an employee at 123 West Allegan Street to install a handicap parking space on Capitol Avenue between Allegan Street and Washtenaw Street; and

WHEREAS, on a trial basis the Engineering Division converted the first metered parking space on the east side of Capitol Avenue south of Allegan Street to handicap parking; and

WHEREAS, no negative feedback regarding the location and installation of the handicap parking space has been received; and

WHEREAS, Engineering division recommends making the modifications to the parking space permanent; and

WHEREAS, based upon the results of this study, the Traffic Board, due to a lack of quorum, is forwarding a positive, but unofficial, recommendation concurring with the recommendations of the Engineering Division; and

WHEREAS, the draft minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order 12-022 thereby authorizing the Transportation Engineer to regulate the parking on Capitol Avenue between Allegan Street and Washtenaw Street;

BE IT FINALLY RESOLVED that Traffic Control Order 12-022 shall become effective when signed by the Transportation Engineer, filed with the City Clerk and any additional signs are installed.

By Council Member Wood

Motion Carried

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

**REPORTS FROM CITY OFFICERS, BOARDS, AND
COMMISSIONS; COMMUNICATIONS AND
PETITIONS; AND OTHER CITY RELATED MATTERS**

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

• Reports from City Officers, Boards and Commissions:

- a. Letters from the City Clerk:
 - i. Submitting Mayor Bernero's Notice of Veto of items contained in City Council Resolution #2012-099, the City of Lansing's Fiscal Year 2013 Budget

REFERRED TO THE COMMITTEE OF THE WHOLE

- ii. Providing notice of the placement on file of a Buy and Sell Agreement for property between the City of Lansing and Lansing Community College for Parking Lot 2 located at 320 N. Capitol Ave.

REFERRED TO THE COMMITTEE OF THE WHOLE

- iii. Submitting a request from P Squared Wine Bar, LLC to Transfer Ownership of 2012 Class C Licensed Business with Dance-Entertainment Permit and Outdoor Service Area (1 Area) located at 226 E. Grand River Ave., from the Chrome Cat, LLC; Transfer Location to 107 S. Washington Sq.; and requests new Specially Designated Merchant (SDM) License

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- iv. Submitting a request from Los Tres Amigos Downtown Lansing, LLC, to Transfer Ownership of 2012 Class C Licensed Business with Dance-Entertainment Permit, Sunday Sales Permit (PM) and Specially Designated Merchant (SDM) Licensed Business located at 107 E. Allegan St. from Progressive Restaurant Services, LLC

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- v. Providing notice of the placement on file of Minutes of Boards and Authorities

RECEIVED AND PLACED ON FILE

- b. Letter(s) from the Mayor re:
 - i. ACT-6-11; Proposed sale of Parking Lot 2 located at 320 N. Capitol Ave. to Lansing Community College

REFERRED TO THE COMMITTEE OF THE WHOLE

• Communications and Petitions and Other City Related Matters:

- a. Letter from J. Peter Lark, General Manager of the Lansing Board of Water and Light regarding the City of Lansing's return on equity agreement with the Board of Water and Light

RECEIVED AND PLACED ON FILE

- b. Letter from Comcast Cable providing notice of Digital Adapter Additional Outlet Service Pricing effective July 1, 2012

REFERRED TO THE TELECOMMUNICATIONS AND CABLE ADVISORY BOARD

- c. Letter from Chris LaMere of Occupy Lansing requesting a waiver of the Park Ordinance requiring Reutter Park to be vacated by 10 p.m.

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- d. Letter from Norma Bauer of 205 E Jolly Rd. requesting the City work with Occupy Lansing to develop a systematic resolution to a perceived need to occupy Reutter Park overnight

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

MOTION OF EXCUSED ABSENCE

By Council Member Robinson

To excuse Council Member Yorko from tonight's proceedings

Motion Carried

REMARKS BY COUNCIL MEMBERS

Council Member Dunbar announced the Hawk Island Triathlon and stated that her father is doing much better.

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

William Hubbell of 3916 Wedgewood Dr. spoke about various city matters.

John Pollard of 1718 Blair St. spoke about various city matters.

Chris LaMere of 1206 Pulaski St. spoke about various city matters.

Linda Zarebski of 404 E. Lovett St., Charlotte, spoke about various city matters.

Raphael Adley of 1131 Bensch St. spoke about various city matters.

Council Member Houghton Left the meeting at 2:25 p.m.

L. W. Morrow of 517 S. Walnut St. spoke about various city matters.

Kathi Raffone of 1221 Muskegon Ave. spoke about various city matters.

Norma T. Bauer of 205 E. Jolly Rd. spoke about issue related to Reutter Park.

ADJOURNED TIME 2:35 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JUNE 4, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:02 p.m. by President Jeffries

PRESENT: Council Members Dunkar, Houghton, Jeffries, Quinney, Robinson, Washington, Wood, Yorko

ABSENT: None

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member

To approve the printed Council Proceedings of May 14, 2012

Motion carried

SPECIAL CEREMONIES

• Special Ceremonies

1. Mayoral Presentation; Recognition of New Covenant Christian School Students for helping to clean and maintain Mt. Hope Cemetery

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about the cleaning of Mt. Hope Cemetery.

Brett Kaschinske, Director of the Parks and Recreation Department, spoke about the students who helped clean Mt. Hope Cemetery. He introduced those students and administrators present.

Randy Hannan, presented New Covenant Christian School with a Certificate of Appreciation.

2. Presentation; In recognition of the 2012 PAC-MAC Community Spelling Bee Winners

Council Member Robinson spoke about the accomplishments of the participating students in the 2012 PAC-MAC Community Spelling Bee. She read the following list of winners and handed certificates to those students present:

Grade 1

1st	Gabriella Wanbaugh	St. Martha
2nd	Isabelle Holden	St. Martha
3rd	Gavin Ijere	Averil Elementary School
4th	Imran Kareem	Pinecrest Elementary School

Grade 2

1st	Quincy Burton	El-Shabazz Public School Academy
2nd	Kalib Jackson	El-Shabazz Public School Academy
3rd	Tayyeba Sadiq	Greater Lansing Islamic School
4th	Talena Monasmith	St. Martha

Grade 3

1st	Branden Porter	El-Shabazz Public School Academy
2nd	Kyra Edwards	El-Shabazz Public School Academy
3rd	Yusra Kulam	Greater Lansing Islamic School
4th	Angel Gillespie	Windemere Park Academy School

Grade 4

1st	Thomas Adelman	St. Thomas Aquinas
2nd	Laprece StittNathan	El-Shabazz Public School Academy
3rd	Kayla Edwards	El-Shabazz Public School Academy
4th	Ariann Smith	Kempton Elementary (Saginaw, MI)

Grade 5

1st	Deeya Breon Rider	El-Shabazz Public School Academy
2nd	Fareed Kareem	Whitehills Elementary School
3rd	Jimmy Jones	Hope Middle School
4th	Laiah Porter	El-Shabazz Public School Academy

Grade 6

1st	Anushka Murthy	Kinawa Middle School
2nd	Manisha Ganesh	Kinawa Middle School
3rd	Lazarya Nathan	El-Shabazz Public School Academy
4th	Mahin Oureshi	Whitehills Elementary School

Grade 7

1st	Ram Natla	Chippewa Middle School
2nd	Alyssa Ghose	Chippewa Middle School
3rd	Sana Imran	Haslett Middle School
4th	Serena Dezier	Home Schooled

Grade 8

1st	Isabella Nalebe	MacDonald Middle School
2nd	Colleen Adelman	St. Thomas Aquinas
3rd	Ashati Holt	MacDonald Middle School

NO ACTION WAS TAKEN ON THIS ITEM

Tribute; In recognition of the Greater Lansing Area Club of the National Association of Negro Business & Professional Women's Clubs, Inc.

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS:**

Council Member Wood stated that the Genesee Neighborhood Association meeting scheduled for this week has been canceled in order for the group to participate in a cleanup. She also announced Chief Okemos Scouts' invitation to the Whitney M. Young awards and a fundraiser for Teamsters who are on strike at the Red Cross.

Council Member Washington announced the Allen Street Farmers' Market and World Day at Hunter Park.

Vice President Dunkar spoke about the recent Hawk Island Triathlon. She announced the South Side Farmers' Market and the South Side Wakability Audit.

Council Member Wood announced the Wainwright Picnic and Carnival and the South Side Community Coalition Pet Fair.

Council Member Quinney asked Randy Hannan, Executive Assistant to

Mayor Bernero, to make sure that the grass at parks where upcoming festivals will be held is cut and in good condition.

President Jeffries stated that the television monitors in the City Council Chambers are off due to the need to upgrade cable conversion boxes.

City Clerk Swope spoke about the upcoming August 7, 2012 Primary Election and a Resolution for Action to night on election bills.

COMMUNITY EVENT ANNOUNCEMENTS

Kathi Raffone announced an event regarding Religious Freedom.

Julie Powers announced the Smart Commute 2012.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about the Mayor's River Walk event and the numerous events that took place over the past weekend. He announced World Day in Hunter Park, the upcoming Concert in the Park series and Common Ground.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

1. In consideration of an Ordinance of the City of Lansing, Michigan, to Amend Section 1020.06 of the Lansing Codified Ordinances by extending its effectiveness beyond July 30, 2012 and requiring compliance within 16 hours of receipt of notice
2. In consideration of an Ordinance of the City of Lansing, Michigan, to add Chapter 1285 of the Lansing Codified Ordinances to require and encourage provision of bicycle parking

Council Member Yorko gave a brief overview of the Public Hearings.

John Pollard of 1718 Blair St. spoke in opposition to the snow and bike Ordinances.

Kathi Raffone of 1221 Muskegon Ave. stated concerns with the snow Ordinance.

Carl Calille of 306 Harriet Ave. spoke in support of the bike Ordinance.

Julie Powers of 1147 Daisy Lansing spoke in support of the snow and bike Ordinances.

Felicia Wasson of 226 Cloverland Dr. spoke in support of the bike Ordinance.

John Lindenmayer of 212 Leslie St. spoke in support of the snow and bike Ordinances.

David Riddle of 2114 E. Kalamazoo St. spoke in opposition to the snow and bike Ordinances.

Michael Unsworth of 5948 Village Dr. in Haslett spoke in support of the bike and snow Ordinances.

Willy Williams of P.O. Box 11042 spoke in support of the snow Ordinance and stated concerns with the sale of Parking Lot #2.

Gary Calkins of 2521 York Rd. spoke in opposition to the snow Ordinance.

Arthur Slabosky of 1764 Colorado Dr., East Lansing, spoke in support of the bike Ordinance.

Paul Middleton of 511 W. Lapeer St. spoke about snow removal.

Joan Nelson of 217 Rosamond St. spoke in support of the bike Ordinance.

Richard Williams of 1703 S. Crystal Cv., Haslett, spoke in opposition to the snow Ordinance.

REFERRAL OF PUBLIC HEARINGS

1. In consideration of an Ordinance of the City of Lansing, Michigan, to Amend Section 1020.06 of the Lansing Codified Ordinances by extending its effectiveness beyond July 30, 2012 and requiring compliance within 16 hours of receipt of notice

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES AND
REFERRED TO THE PUBLIC SERVICE DEPARTMENT

2. In consideration of an Ordinance of the City of Lansing, Michigan, to add Chapter 1285 of the Lansing Codified Ordinances to require and encourage provision of bicycle parking

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES AND
REFERRED TO THE PUBLIC SERVICE DEPARTMENT

LEGISLATIVE MATTERS

CONSENT AGENDA

By Council Member Dunbar

To approve all items on the Consent Agenda.

Council Member Wood asked that items 1a, 3a, 3b, 3c and 4a be removed from the Consent Agenda.

There were no items remaining on the Consent Agenda for approval.

RESOLUTIONS

RESOLUTION #2012-116

BY COUNCIL MEMBERS DUNBAR, HOUGHTON, JEFFRIES,
QUINNEY, ROBINSON, WASHINGTON, WOOD, YORKO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Michigan Legislature is currently considering a set of bills that regulates groups that register voters, impose stricter photo ID requirement for voters, and adds a citizenship check-off to ballot to ballot applications; and

WHEREAS, the Michigan State AFL-CIO, the A. Philip Randolph Institute, AARP, the NAACP, and the League of Women Voters have taken public position opposing these bills because they will make voting more difficult and confusing, without improving election security or integrity; and

WHEREAS, new training, certification, and paperwork requirements will make it more difficult for groups such as A. Philip Randolph Institute to conduct registration drives, resulting in few opportunities for citizens to register at locations such as schools, community centers, and churches; and

WHEREAS, according to national data, Hispanic and African American voters are twice as likely as white voters to register through voter registration drives and, therefore, more likely to be adversely affected;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, believes that these changes are not necessary to ensure election integrity and will create barriers to voting; that the requirements placed on groups that register people to vote are excessive and will reduce registration opportunities for citizens; and the current methods used to verify a voter's identity and eligibility are effective and additional requirements will not improve upon these methods. Voting is a fundamental right and the Legislature should make voting more convenient and accessible for citizens, not more difficult and we urge our elected officials to vote against these bills.

By Council Member Wood

Motion Carried

RESOLUTION #2012-117

BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City of Lansing, Public Service Department received a request from a resident to restrict parking along the west side of Jenison Avenue south of Willow Street; and

WHEREAS, The Engineering Division of the Public Service Department collected field and accident data; and

WHEREAS, the Engineering Division, based on data collected, developed three parking options along Jenison Avenue between Willow Street and Theodore Street; and

WHEREAS, surveys were sent to residents within the study area to identify the preferred option; and

WHEREAS, forty percent of the surveys were returned with one-hundred percent preferring the option to prohibit parking along the west side of Jenison Avenue from Willow Street to 125 feet south of Willow Street;

WHEREAS, parking along the east side of Jenison Avenue will remain prohibited due to the roadway configuration; and

WHEREAS, the Engineering Division, based on the survey and data collected, recommends that parking prohibitions on the east side of Jenison Avenue between Willow Street and Theodore Street remain and recommends prohibiting parking on the west side of Jenison Avenue from Willow Street to 125 feet south of Willow Street; and

WHEREAS, based upon the results of this study, the Traffic Board, due to a lack of quorum, is forwarding a positive, but unofficial, recommendation concurring with the Engineering Division's recommendation; and

WHEREAS, the Mayor concurs with the recommendation of the Engineering Division; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Engineering Division;

WHEREAS, the Transportation Engineer is submitting Traffic Control Order 12-016 to update the parking regulations along Jenison Avenue between Willow Street and Theodore Street;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council

approves Traffic Control Order No. 12-016, thereby authorizing the Transportation Engineer to regulate parking along Jenison Avenue between Willow Street and Theodore Street;

BE IT FINALLY RESOLVED that Traffic Control Orders 12-016 shall become effective when signed by the Transportation Engineer, filed with the City Clerk and any additional signs are installed.

By Council Member Wood

Motion Carried

RESOLUTION #2012-118

BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City of Lansing, Public Service Department conducted a filed review of parking along 200 North Sycamore Street; and

WHEREAS, The Engineering Division of the Public Service Department identified potential operational conflicts with on street parking and vehicular movements in the southbound travel lane; and

WHEREAS, the southbound travel lane is below desired width; and

WHEREAS, the Engineering Division removed two parking meters and increased the parking prohibition on the west side of Sycamore Street from 75 feet north of Ottawa Street to 135 feet north of Ottawa Street to provide the desired travel lane width; and

WHEREAS, additional parking regulations currently in place were not found to create operational issues; and

WHEREAS, the Engineering Division recommends approving the parking modifications implemented; and

WHEREAS, based upon the results of this study, the Traffic Board, due to a lack of quorum, is forwarding a positive, but unofficial, recommendation concurring with the Engineering Division's recommendation; and

WHEREAS, the Mayor concurs with the recommendation of the Engineering Division; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Engineering Division;

WHEREAS, the Transportation Engineer is submitting Traffic Control Order 12-015 to update the parking regulations along Sycamore Street between Ottawa Street and Ionia Street;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 12-015, thereby authorizing the Transportation Engineer to regulate parking along Jenison Avenue between Sycamore Street between Ottawa Street and Ionia Street;

BE IT FINALLY RESOLVED that Traffic Control Orders 12-015 shall become effective when signed by the Transportation Engineer, filed with the City Clerk and any additional signs are installed.

By Council Member Wood

Motion Carried

RESOLUTION #2012-119

BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City of Lansing, Public Service Department conducted a study of traffic operations along Lincoln Avenue and Tisdale Avenue between Pennsylvania Avenue and Alpha Street; and

WHEREAS, a review of the existing roadway characteristics and traffic operations did not indicate the need to limit the travel to one-way along Lincoln Avenue and Tisdale Avenue; and

WHEREAS, the Engineering Division developed and mailed a survey to allow residents the opportunity to comment on the removal of the one-way travel restrictions; and

WHEREAS, 56 percent of the surveys were returned and 60 percent of the respondents supported the removal of the one-way travel restrictions; and

WHEREAS, the two-way conversion will require installation of stop signs at Alpha Street and Tisdale Street and at Lincoln Avenue and Pennsylvania Avenue intersections; and

WHEREAS, the Engineering Division, based on field observations and survey data collected, recommends removing the one-way travel restrictions on Lincoln Avenue and Tisdale Avenue as well as installing the required stop signs; and

WHEREAS, based upon the results of this study, the Traffic Board, due to a lack of quorum, is forwarding a positive, but unofficial, recommendation concurring with the Engineering Division's recommendation; and

WHEREAS, the Mayor concurs with the recommendation of the Engineering Division; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Engineering Division;

WHEREAS, the Transportation Engineer is submitting Traffic Control Orders 12-044 and 12-045 to regulate traffic operations at the intersections of Alpha Street and Tisdale Avenue and Lincoln Avenue and Pennsylvania Avenue;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 12-044 and 12-045, thereby authorizing the Transportation Engineer to regulate traffic operations at the intersections of Alpha Street and Tisdale Avenue and Lincoln Avenue and Pennsylvania Avenue;

BE IT FINALLY RESOLVED that Traffic Control Orders 12-044 and 12-045 shall become effective when signed by the Transportation Engineer, filed with the City Clerk and any additional signs are installed.

By Council Member Wood

Motion Carried

RESOLUTION #2012-120

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City has received a proposal to sell certain real property titled in the name of the City of Lansing to Lansing Community College; and

WHEREAS, in accordance with the Lansing City Charter, Article 8, Chapter 4, and Section 208.08 of the Lansing Code of ordinances, the documentation and details of the sale must be placed on file in the Office of the City Clerk for a thirty (30) day period, and a public hearing on the proposed sale of the property must be held before the City Council subsequent to that time; and

WHEREAS, the documentation and details of the sale were placed on file in the Office of the City Clerk on May 18, 2012.

NOW, THEREFORE, BE IT RESOLVED that a Public Hearing be held on June 18, 2012, at 7:00 p.m. in the City Council Chambers, Tenth Floor, City Hall, 124 W. Michigan Avenue, Lansing, Michigan, to receive public

comment on and to consider the proposed sale of the property known as Parking Lot #2, located in Lansing, Michigan and legally described more particularly in the Purchase Agreement for the property, which has been placed on file with the City Clerk.

By Council Member Dunbar

Motion Carried

ORDINANCES FOR PASSAGE

An Ordinance of the City of Lansing to add Chapter 1285 of the Lansing Codified Ordinances to require and encourage provision of bicycle parking

Was read a second time by its title and adopted by the following roll call vote:

Yeas: Council Members Dunbar, Houghton, Jeffries, Quinney, Robinson, Washington, Yorko

Nays: Council Member Wood

By Council Member Yorko

THAT THIS ORDINANCE, BEING NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, HEALTH, OR SAFETY SHALL TAKE EFFECT UPON ITS PASSAGE

Motion Carried

ORDINANCE #1178

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO ADD CHAPTER 1285 OF THE LANSING CODIFIED ORDINANCES TO REQUIRE AND ENCOURAGE PROVISION OF BICYCLE PARKING.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 1285 be and is hereby added to the Codified Ordinances of the City of Lansing, Michigan, to read as follows:

CHAPTER 1285. BICYCLE PARKING

1285.01. DEFINITIONS

FOR PURPOSES OF THIS CHAPTER:

APBP GUIDELINES MEANS THE 2ND EDITION OF THE BICYCLE PARKING GUIDELINES ISSUED BY THE ASSOCIATION OF PEDESTRIAN AND BICYCLE PROFESSIONALS.

BICYCLE LOCKER MEANS A LOCKED COMPARTMENT FOR THE STORAGE OF A SINGLE BICYCLE.

BICYCLE PARKING SPACE MEANS A SECURE STRUCTURE DESIGNED AND AVAILABLE EXCLUSIVELY FOR THE STORAGE OF A BICYCLE.

BICYCLE ROOM MEANS A ROOM WITH CONTROLLED ACCESS FOR USERS OF BICYCLES TO BE STORED IN THE ROOM.

EXEMPT PROPERTY MEANS PROPERTY (1) LOCATED IN THE G-1 DISTRICT OR AN OVERLAY DISTRICT FOR WHICH CHAPTER 1279 REDUCES OR ELIMINATES THE OFF-STREET PARKING REQUIREMENTS OF CHAPTER 1284; AND (2) FOR WHICH THE PROPERTY OWNER DOES NOT ACTUALLY PROVIDE OFF-STREET PARKING.

NON-EXEMPT PROPERTY IN A G-1 OR OVERLAY DISTRICT MEANS PROPERTY

(1) LOCATED IN THE G-1 DISTRICT OR AN OVERLAY DISTRICT FOR WHICH CHAPTER 1279 REDUCES OR ELIMINATES THE OFF-STREET PARKING REQUIREMENTS OF CHAPTER 1284; AND (2) FOR WHICH THE PROPERTY OWNER DOES ACTUALLY PROVIDE OFF-STREET PARKING.

LONG-TERM BICYCLE PARKING SPACE MEANS BICYCLE PARKING THAT IS COVERED AND ENCLOSED ON ALL FOUR SIDES.

SHORT-TERM BICYCLE PARKING SPACE MEANS ANY BICYCLE PARKING SPACE THAT IS NOT A LONG-TERM BICYCLE PARKING SPACE.

1285.02. REQUIRED BICYCLE PARKING SPACES

BICYCLE PARKING SPACES SHALL BE PROVIDED FOR THE BENEFIT OF ANY STRUCTURE IDENTIFIED IN SECTION 1285.04 OR SECTION 1285.05 IF, AFTER THE EFFECTIVE DATE OF THIS ORDINANCE:

(a) A SITE PLAN FOR THE PROPERTY ON WHICH THE STRUCTURE IS LOCATED MUST BE SUBMITTED TO THE PLANNING OFFICE;

(b) THE PROPERTY ON WHICH THE STRUCTURE IS LOCATED IS RE-ZONED TO A DISTRICT OTHER THAN A, A-1, B, OR C; OR

(c) A SPECIAL LAND USE PERMIT IS GRANTED FOR THE PROPERTY ON WHICH THE STRUCTURE IS LOCATED.

1285.03. BICYCLE PARKING GUIDELINES

(a) TO THE EXTENT FEASIBLE AND UNLESS OTHERWISE PROVIDED BY THIS CHAPTER OR THE CITY OF LANSING BICYCLE PARKING GUIDELINES PROMULGATED BY THE ZONING ADMINISTRATOR, PROPERTY OWNERS ARE ENCOURAGED TO CONFORM TO THE APBP GUIDELINES, COPIES OF WHICH ARE AVAILABLE IN THE PLANNING OFFICE AND THE CITY CLERK'S OFFICE.

(b) DURING THE OPERATING HOURS OF THE STRUCTURE IDENTIFIED IN SECTIONS 1285.04 AND 1285.05, BICYCLE PARKING SPACES REQUIRED BY THIS CHAPTER SHALL BE LIT AT AN ILLUMINATION LEVEL OF AT LEAST 4 FOOT CANDLES.

(c) BICYCLE PARKING SPACES SHALL BE LOCATED WITHIN 100 FEET OF AN ENTRANCE TO THE STRUCTURE OR INSIDE THE STRUCTURE.

(d) BICYCLE PARKING SPACES SHALL BE ADEQUATELY MAINTAINED AND KEPT FREE OF MUD, DEBRIS, ICE, AND SNOW.

(e) EACH SHORT-TERM BICYCLE PARKING SPACE PROVIDED PURSUANT TO THE PROVISIONS OF THIS CHAPTER SHALL SUPPORT A BICYCLE IN AN UPRIGHT POSITION; ALLOW BOTH THE BICYCLE FRAME AND THE FRONT WHEEL TO BE LOCKED; BE SECURELY ANCHORED; HAVE A HARD SURFACE, SUCH AS ASPHALT, CONCRETE, OR BRICK PAVERS, WITH DIMENSIONS OF AT LEAST 6 FEET BY 2 FEET; BE CONSTRUCTED OF MATERIALS THAT RESIST CUTTING, RUSTING, BENDING, AND DEFORMATION; AND BE INSTALLED IN ACCORDANCE WITH THE CITY OF LANSING BICYCLE PARKING GUIDELINES PROMULGATED BY THE ZONING ADMINISTRATOR BASED ON THE APBP GUIDELINES, MAINTENANCE OF UNIFORMITY AMONG MICHIGAN COMMUNITIES, AND OTHER BEST PRACTICES.

(d) LONG-TERM BICYCLE PARKING SPACES PROVIDED PURSUANT TO THE PROVISIONS OF THIS CHAPTER MUST BE PROVIDED IN (1) BICYCLE LOCKERS THAT ENSURE ADEQUATE CLEARANCE FOR SIMULTANEOUS USERS; (2) BICYCLE RACKS IN LOCKED CAGES; OR (3) BICYCLE ROOMS.

1285.04. SHORT-TERM BICYCLE PARKING REQUIREMENTS BASED ON LAND USE

(a) FOR PURPOSES OF THIS SECTION:

(1) EVERY 24 INCHES OF BENCH SEATING SHALL BE COUNTED AS ONE SEAT.

(2) NUMBERS RESULTING FROM THE PRESCRIBED FORMULAS SHALL BE ROUNDED UP FROM ½ TO THE NEXT WHOLE NUMBER IN CALCULATING THE NUMBER OF REQUIRED BICYCLE PARKING SPACES.

(b) SHORT-TERM BICYCLE PARKING IS NOT REQUIRED ON EXEMPT PROPERTY. ON NON-EXEMPT PROPERTY IN A G-1 OR OVERLAY DISTRICT, THE PROPERTY OWNER SHALL PROVIDE A NUMBER OF SHORT-TERM BICYCLE PARKING SPACES THAT IS AT LEAST 5% OF THE NUMBER OF OFF-STREET PARKING SPACES ACTUALLY PROVIDED.

(c) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (b), PROPERTY OWNERS SHALL PROVIDE THE FOLLOWING NUMBER OF SHORT-TERM BICYCLE PARKING SPACES FOR THE BENEFIT OF THE CORRESPONDING SPECIFIED STRUCTURES:

STRUCTURE	REQUIRED NUMBER OF BICYCLE PARKING SPACES
MULTIFAMILY RESIDENTIAL	2 FOR EVERY 10 DWELLING UNITS
CHURCHES AND OTHER PLACES OF WORSHIP	2 FOR EVERY 50 SEATS IN THE MAIN UNIT OF WORSHIP
LODGING	2 FOR EVERY 50 UNITS
ATHLETIC CLUBS AND FITNESS CENTERS	2 FOR EVERY 500 SQUARE FEET OF USABLE FLOOR AREA, WITH A MAXIMUM OF 30
LIBRARIES AND MUSEUMS	
PLANNED DEVELOPMENTS AND SHOPPING CENTERS	
RETAIL STORES NOT OTHERWISE IDENTIFIED	
BANKS AND FINANCIAL INSTITUTIONS	
OFFICES OF MEDICAL PROFESSIONALS, HEALTH CLINICS, AND MEDICAL CENTERS	
GAS STATIONS	2 FOR EVERY 250 SEATS, WITH A MAXIMUM OF 30
SPORTS ARENAS AND STADIUMS	
THEATERS AND AUDITORIUMS	2 FOR EVERY 100 SEATS, WITH A MAXIMUM OF 30
EATING AND DRINKING ESTABLISHMENTS	2 FOR EVERY 24 SEATS
COMMERCIAL PROPERTY NOT OTHERWISE IDENTIFIED	2 FOR EVERY 5,000 SQUARE FEET OF USABLE FLOOR AREA, WITH A MINIMUM OF 2
INDUSTRIAL, MANUFACTURING, WHOLESALE, AND RESEARCH ESTABLISHMENTS	2 FOR EVERY 20,000 SQUARE FEET OF USABLE FLOOR AREA, WITH A MINIMUM OF 2
COMMERCIAL OFF-STREET PARKING FACILITIES	2 FOR EVERY 20 VEHICLE PARKING SPACES, WITH A MAXIMUM OF 30
CONSUMER REPAIR SERVICE ESTABLISHMENTS	2 FOR EVERY 3,000 SQUARE FEET OF USABLE FLOOR AREA,

	WITH A MINIMUM OF 2 AND A MAXIMUM OF 30
CEMETERIES, MAUSOLEUMS, AND PARKS	2 FOR EVERY 20,000 SQUARE FEET OF LAND, WITH A MAXIMUM OF 10

1285.05. LONG-TERM BICYCLE PARKING REQUIREMENTS BASED ON EMPLOYMENT AND TRANSIT

(a) FOR PURPOSES OF THIS SECTION, NUMBERS RESULTING FROM THE PRESCRIBED FORMULAS SHALL BE ROUNDED UP FROM $\frac{1}{2}$ TO THE NEXT WHOLE NUMBER IN CALCULATING THE NUMBER OF REQUIRED LONG-TERM BICYCLE PARKING SPACES.

(b) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (c), IN ADDITION TO ANY REQUIREMENTS IMPOSED BY SECTION 1285.04:

(1) PROPERTY OWNERS ARE NOT REQUIRED TO PROVIDE LONG-TERM BICYCLE PARKING SPACES FOR THE BENEFIT OF STRUCTURES OTHER THAN BUS STATIONS IN WHICH NO MORE THAN 40 EMPLOYEES WORK AT ANY GIVEN TIME.

(2) PROPERTY OWNERS SHALL PROVIDE TWO BICYCLE PARKING SPACES FOR EVERY 40 EMPLOYEES THAT WORK IN A STRUCTURE OTHER THAN A BUS STATION AT ANY GIVEN TIME.

(3) PROPERTY OWNERS SHALL PROVIDE TWO BICYCLE PARKING SPACES FOR EVERY BUS BAY IN A BUS STATION.

(c) LONG-TERM BICYCLE PARKING IS NOT REQUIRED ON EXEMPT PROPERTY. ON NON-EXEMPT PROPERTY IN A G-1 OR OVERLAY DISTRICT, IN ADDITION TO ANY REQUIREMENTS IMPOSED BY SECTION 1285.04, THE PROPERTY OWNER SHALL PROVIDE A NUMBER OF LONG-TERM BICYCLE PARKING SPACES THAT IS AT LEAST 5% OF THE NUMBER OF OFF-STREET PARKING SPACES ACTUALLY PROVIDED.

1285.06. OFFSET OF REQUIRED OFF-STREET PARKING SPACES

THE NUMBER OF OFF-STREET PARKING SPACES REQUIRED BY CHAPTER 1284 WILL BE REDUCED BY ONE SPACE, WITH A MAXIMUM REDUCTION OF 20% OF THE NUMBER OF OFF-STREET PARKING SPACES REQUIRED BY CHAPTER 1284, FOR EACH OF THE FOLLOWING:

(a) EVERY 6 BICYCLE PARKING SPACES PROVIDED IN EXCESS OF THOSE REQUIRED BY THIS CHAPTER;

(b) EVERY 6 SHORT-TERM BICYCLE PARKING SPACES COVERED BY A PERMANENT STRUCTURE APPROVED BY THE ZONING ADMINISTRATOR.

1285.07. VARIANCES

(a) A PROPERTY OWNER MAY SEEK A VARIANCE FROM THE REQUIREMENTS OF THIS SECTION BY SUBMITTING A WRITTEN APPLICATION TO THE BOARD OF ZONING APPEALS AND PAYING A FEE SET BY COUNCIL RESOLUTION. THE APPLICATION MUST:

(1) IDENTIFY ONE OF THE FOLLOWING:

(A) A DEMONSTRABLE FINANCIAL BURDEN THAT WOULD SUBSTANTIALLY IMPAIR THE PROPERTY OWNER'S FINANCIAL ABILITY TO CONSTRUCT OR STRUCTURALLY ALTER THE STRUCTURE; OR

(B) MEASURABLE AND DEMONSTRABLE LACK OF DEMAND FOR THE BICYCLE PARKING SPACES REQUIRED BY THIS CHAPTER, AS DEMONSTRATED BY A CONSUMER SURVEY OR OTHER METHOD ACCEPTABLE TO THE BOARD OF ZONING APPEALS.

(2) SPECIFY THE EXTENT TO WHICH, AND THE MANNER IN WHICH, THE PROPERTY OWNER IS CAPABLE OF AND WILLING TO FULFILL THE OBJECTIVES OF THIS CHAPTER BY PARTIAL COMPLIANCE WITH ITS REQUIREMENTS OR ALTERNATIVE METHODS OF FULFILLING ITS OBJECTIVES.

(b) UPON RECEIPT OF AN APPLICATION MEETING THE REQUIREMENTS OF SUBSECTION (a), THE BOARD OF ZONING APPEALS SHALL EITHER GRANT OR DENY THE VARIANCE, INCLUDING ANY CONDITIONS FOR PARTIAL COMPLIANCE. IN DETERMINING WHETHER TO GRANT OR DENY THE VARIANCE OR GRANT THE VARIANCE SUBJECT TO THE CONDITION OF PARTIAL COMPLIANCE, THE BOARD OF ZONING APPEALS SHALL CONSIDER THE EXTENT TO WHICH THE APPLICANT HAS DEMONSTRATED ONE OF THE BASES FOR A VARIANCE REQUIRED BY SUBSECTION (a)(1); THE EXTENT TO WHICH THE APPLICANT HAS DEMONSTRATED GOOD FAITH BY OFFERING PARTIAL COMPLIANCE OR ALTERNATIVES PURSUANT TO SUBSECTION (a)(2); THE CHARACTER OF THE STRUCTURE AND ITS SURROUNDINGS; AND THE IMPACT OF THE VARIANCE ON THE CHARACTER OF THE STRUCTURE'S SURROUNDINGS AND OWNERS OF OTHER PROPERTY IN THE VICINITY.

1285.08. DOWNTOWN BICYCLE PARKING PLAN

A PLAN FOR SHORT-TERM BICYCLE PARKING SPACES SERVING EXEMPT PROPERTY AND NON-EXEMPT PROPERTY IN A G-1 OR OVERLAY DISTRICT SHALL BE INCLUDED IN THE PUBLIC SERVICE DEPARTMENT'S NON-MOTORIZED PLAN.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions hereof are hereby repealed.

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof other than the part so declared to be invalid.

Section 4. This ordinance shall take effect on the 30th day after enactment, unless given immediate effect by City Council.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

- Reports from City Officers, Boards and Commissions:

- a. Letter from the City Clerk providing notice of the placement of file of the Board of Water and Light's Budget for Fiscal Year Ending June 30, 2013

CHRIS SWOPE, CITY CLERK

REFERRED TO THE COMMITTEE OF THE WHOLE AND REFERRED TO THE INTERNAL AUDITOR

- b. Letter(s) from the Mayor re:

- i. Transfer of Funds; Tri-County Metro Grant

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- ii. Transfer of Funds; State/Federal Programs, Secure Schools Community Oriented Policing Services (COPS) Grant

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- iii. Transfer of Funds; Sobriety Court Grant

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- iv. Transfer of Funds; Justice Assistance Grant

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- v. Transfer of Funds; State/Federal Programs, Bullet Proof Vests Grant

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

• Communications and Petitions and Other City Related Matters:

- a. Letter of Resignation from the Board of Public Service submitted by Ronald Bloomberg

RECEIVED AND PLACED ON FILE

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

John Pollard of 1718 Blair St. spoke about various city matters.

Kathi Rafone of 1221 Muskegon Ave. spoke about various city matters.

David Riddle of 2114 E. Kalamazoo St. spoke about various city matters.

David Stewart, no address given, spoke about various city matters.

Willy Williams of P.O. Box 11042 spoke about various city matters.

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city matters.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

L. W. Morrow of 517 S. Walnut St. spoke about Fisher Body and various city matters.

ADJOURNED TIME 9:07 P.M.



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JUNE 11, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries

PRESENT: Council Members Jeffries, Quinney, Robinson, Washington, Wood

ABSENT: Council Members Dunbar (Arrived at 7:10 p.m.), Houghton (Arrived at 7:10 p.m.) and Yorko (Arrived at 7:09 p.m.)

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Robinson

To approve the printed Council Proceedings of May 21 and 31, 2012

Motion carried

SPECIAL CEREMONIES

• Special Ceremonies

1. Tribute; In recognition of the Greater Lansing Area Club of the National Association of Negro Business & Professional Women's Clubs, Inc.

Council Member Wood spoke about the Greater Lansing Area Club of the National Association of Negro Business & Professional Women's Clubs, Inc. awards dinner.

City Clerk Swope read the following resolution:

RESOLUTION #2012-121

**BY COUNCIL MEMBERS DERRICK QUINNEY AND CAROL WOOD
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING**

WHEREAS, for thirty years the Greater Lansing Area Club of the National Association of Negro Business and Professional Women's Clubs, Inc. (GLAC-NANBPWC) has been an integral part of the greater Lansing area community; and

WHEREAS, GLAC members are the heart of the community who contribute and volunteer to various causes that encourage and empower women, support the advancement of professional and business development, and invest in our youth; and

WHEREAS, the success of the annual Founders' Day Awards Brunch is credited largely to our supporters and sponsors who lend their names and financial support each year to provide a Lansing Community College student with financial assistance and support the development of our youth as we prepare them to be responsible leaders that contribute to our community; and

WHEREAS, this year, the Founders' Day Awards Brunch celebrated their

"Pearl" Anniversary and held an event titled "30 Years: Celebrating Women of Achievement" on Saturday, April 21, 2012; and

WHEREAS, surviving charter members including Gloria Davis, Dorothy Hudson, Betty Nixon and Claudine Walker received special recognition for their visionary leadership;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to express its appreciation to the Greater Lansing Area Club of the National Association of Negro Business and Professional Women's Clubs, Inc. for their continued dedication to uplifting our youth and recognizing individuals whose contributions to the community have blazed a path for our youth to true fellowship and community spirit.

By Council Member Wood

Motion Carried

Council Member Quinney spoke about the work of the Greater Lansing Area Club of the National Association of Negro Business and Professional Women's Clubs, Inc.

The Vice President of the Greater Lansing Area Club of the National Association of Negro Business and Professional Women's Clubs, Inc. thanked Council Member Wood for this honor.

Chad Gamble, Chief Operating Officer, thanked the Greater Lansing Area Club of the National Association of Negro Business and Professional Women's Clubs, Inc. for all of their hard work.

Council Member Yorko arrived at the meeting at 7:09 p.m.

Council members Dunbar and Houghton arrived at the meeting at 7:10 p.m.

2. Presentation; 2012 Juneteenth Celebration

Marilyn Plummer spoke about all of the Juneteenth events and introduced the committee members present.

Council Member Quinney spoke about the Juneteenth Celebration.

Council Member Robinson presented the Juneteenth committee with a resolution.

3. Mayoral Presentation; City of Lansing's Tree City USA Award

Chad Gamble, Chief Operating Officer, spoke about the City of Lansing's natural infrastructure.

Paul Dykema spoke about the City of Lansing's Tree City USA Award.

CONSIDERATION OF LATE ITEMS

By Vice President Dunbar

To suspend City Council Rule #9 to allow for Consideration of Late Items

Motion carried

The following items were added to the agenda:

1. Public Hearing; In consideration of a request for a waiver of the Noise Ordinance in accordance with the provisions of Chapter 654 of the Code of Ordinances filed by Consumers Energy Company to permit its contractor to conduct four (4) horizontal directional drilling (HDD) operations on a twenty-four (24) hour a day basis as part of the construction of the 12-inch high pressure gas main needed to provide natural gas to the new gas-fired electric generating plant to be owned and operated by the Lansing Board of Water and Light
2. Tribute; In recognition of the City of Lansing's Annual Juneteenth Celebration

COUNCIL MEMBERS' COMMENTS AND CITY CLERK'S ANNOUNCEMENTS:

Council Member Washington announced events at the Allen Street Market and the Baker-Donora Extreme Street Makeover. She spoke about World Day at Hunter Park.

Council Member Houghton announced the next Cavanaugh neighborhood meeting and Old Everett neighborhood's picnic.

Council Member Yorko spoke about a cleanup at the Black Child and Family Institute, the proposed sale of three houses by Lansing Community College, the Westside Neighborhood yard sale and announced the Festival of the Sun Criterium.

City Clerk Swope announced Michigan Pride events and spoke about absentee ballots.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Chad Gamble, Chief Operating Officer announced the next Mobile Food Pantry and spoke about the deficit elimination plan.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

1. In consideration of a request for a waiver of the Noise Ordinance in accordance with the provisions of Chapter 654 of the Code of Ordinances filed by Consumers Energy Company to permit its contractor to conduct four (4) horizontal directional drilling (HDD) operations on a twenty-four (24) hour a day basis as part of the construction of the 12-inch high pressure gas main needed to provide natural gas to the new gas-fired electric generating plant to be owned and operated by the Lansing Board of Water and Light

Council Member Wood gave a brief overview of the Public Hearing.

Gary Calkins of 2521 York Rd. spoke in opposition to the snow Ordinance.

John Pollard of 1718 Blair St. spoke in opposition to the snow Ordinance and in opposition to Appropriation of Community Funding to Volunteers of America for its Stand Down for Homeless Veterans event held May 23, 2012.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke in opposition to the snow Ordinance.

REFERRAL OF PUBLIC HEARINGS

1. In consideration of a request for a waiver of the Noise Ordinance in accordance with the provisions of Chapter 654 of the Code of Ordinances filed by Consumers Energy Company to permit its contractor to conduct four (4) horizontal directional drilling (HDD) operations on a twenty-four (24) hour a day basis as part of the construction of the 12-inch high pressure gas main needed to provide natural gas to the new gas-fired electric generating plant to be owned and operated by the Lansing Board of Water and Light

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

LEGISLATIVE MATTERS

CONSENT AGENDA

By Council Member Dunbar

To approve all items on the Consent Agenda.

Council Member Wood asked that items 2a, 2b, 2c and 3a be removed from the Consent Agenda.

There were no items remaining on the Consent Agenda for approval.

RESOLUTIONS

RESOLUTION #2012-122

BY COUNCIL MEMBER A'LYNNE ROBINSON
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, June 19, 1865 coined as "Juneteenth," is of a great historical significance as the oldest African American holiday; it is now an official state holiday in 15 states across the country, and

WHEREAS, Michigan is celebrating their 8th Annual Juneteenth Freedom Day. Juneteenth was embedded in Michigan's history with an official acknowledgement of P.A. 48 of 2005, stating that the third Saturday in June of each year is known as "Juneteenth National Freedom Day"; and

WHEREAS, it was on June 19, 1865, that news of the Emancipation Proclamation reached the slaves of Texas and became the true Independence Day of African-Americans ending slavery in the United States; and

WHEREAS, the slaves immediately left the plantations, congregated in the cities, and began celebrating their freedom by praying, feasting, dancing, and singing; and

WHEREAS, Juneteenth is a day to honor and respect the sufferings of slavery and acknowledge the evils of slavery and its aftermath; it is a day to reflect upon our history and realize that because of it, there will forever be a bond between mankind; and

WHEREAS, Juneteenth is a day to commit to each other the needed support as family, friends, and co-workers; a day to build coalitions; and

WHEREAS, the Lansing Juneteenth Celebration Capital City Kick-off starts Thursday, June 14, 2012 with a luncheon and is followed by festivities on Friday, June 15th and Saturday, June 16th commemorating the end of slavery in the United States with joys of liberty and positive cultural interaction; and

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, recognizes June 19th as Juneteenth Day and encourages everyone to participate in the 18th Juneteenth Anniversary Campaign;

BE IT FURTHER RESOLVED, we extend our appreciation to the Lansing Juneteenth Committee for their dedication to the education in the community about our heritage and promoting positive cultural interaction.

By Council Member Robinson

Motion Carried

RESOLUTION #2012-123

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission received a request from P Squared Wine Bar, LLC to Transfer Ownership of 2012 Class C Licensed Business with Dance-Entertainment Permit and Outdoor Service Area (1 Area) located at 226 E. Grand River Ave., Lansing, MI 48906, Ingham County, from the Chrome Cat, LLC; Transfer Location to 107 S. Washington Sq., Lansing, MI 48933, Ingham County; and requests new Specially Designated Merchant (SDM) License; and

WHEREAS, the Committee on General Services met on June 5, 2012 to review the request with affirmative action taken;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the request from P Squared Wine Bar, LLC to Transfer Ownership of 2012 Class C Licensed Business with Dance-Entertainment Permit and Outdoor Service Area (1 Area) located at 226 E. Grand River Ave., Lansing, MI 48906, Ingham County, from the Chrome Cat, LLC; Transfer Location to 107 S. Washington Sq., Lansing, MI 48933, Ingham County; and requests new Specially Designated Merchant (SDM) License;

BE IT FURTHER RESOLVED, the City Clerk is requested to notify the Michigan Liquor Control Commission of the action taken.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-124

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission received a request from Los Tres Amigos Downtown Lansing, LLC to Transfer Ownership of 2012 Class C Licensed Business with Dance-Entertainment Permit, Sunday Sales Permit (PM) and Specially Designated Merchant (SDM) Licensed Business located at 107 E. Allegan St., Lansing, MI 48933, Ingham County from Progressive Restaurant Services, LLC; and

WHEREAS, the Committee on General Services met on June 5, 2012 to review the request with affirmative action taken;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the request from Los Tres Amigos Downtown Lansing, LLC to Transfer Ownership of 2012 Class C Licensed Business with Dance-Entertainment Permit, Sunday Sales Permit (PM) and Specially Designated Merchant (SDM) Licensed Business located at 107 E. Allegan St., Lansing, MI 48933, Ingham County from Progressive Restaurant

Services, LLC;

BE IT FURTHER RESOLVED, the City Clerk is requested to notify the Michigan Liquor Control Commission of the action taken.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-125

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Volunteers of America has requested \$500.00 to defray costs associated with park rental fees for their 9th annual Stand Down for the Homeless held on May 23, 2012; and

WHEREAS, the Committee on General Services met on June 6, 2012 and reviewed the request; and

WHEREAS, the maximum total amount of Community Funding Account to be awarded an organization in one fiscal year is \$500.00;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, approves an allocation from the Community Funding Account to Volunteers of America who has requested \$500.00 to defray costs associated with park rental fees for their 9th annual Stand Down for the Homeless held on May 23, 2012;

BE IT FURTHER RESOLVED that the Mayor and the Finance Department shall process this request by transferring \$500.00 from the Training Account – 101.112101.747000 to the Council Community Funding Account – 101.112101.741289;

BE IT FINALLY RESOLVED that Volunteers of America shall submit a written analysis of the event, including information regarding the number of attendees, a detailed account as to contributors, funds received, expended, and residual funds to the Lansing City Council within 60 days after the event.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-126

THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made reappointments to the Board as stated below:

Public Service
Paul Baerman as an At-Large member for a term to expire June 30, 2016

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the reappointments to the following Board:

Public Service
Paul Baerman as an At-Large member for a term to expire June 30, 2016.

By Council Member Yorko

Motion Carried

ORDINANCES FOR PASSAGE

An Ordinance of the City of Lansing to Amend Section 1020.06 of the Lansing Codified Ordinances by extending its effectiveness beyond July 30, 2012 and requiring compliance within 16 hours of receipt of notice

Was read a second time by its title

By Council Member Yorko, to amend page 2 line 2 following "records" by striking "and" and inserting "; or" and line 3 following "property" by inserting "; or by phone, or by email"

Motion failed 4-4 with Council Members Dunbar, Houghton, Robinson, Yorko voting "Yea"

By Council Member Wood,

To amend Page 2, Line 4 by striking "16" inserting "24" and line 15 by striking "16" inserting "24"

Motion Carried

By Council Member Dunbar

To amend Page 2, line 7, following "later" by striking the balance of the line through "LATER" on line 13.

Motion failed by the following roll call vote:

Yeas: Council Members Dunbar, Houghton, Robinson, Yorko

Nays: Council Members Jeffries, Quinney, Washington, Wood

The Ordinance was adopted by the following roll call vote:

Yeas: Council Members Dunbar, Houghton, Jeffries, Quinney, Robinson, Washington, Wood, Yorko

Nays: None

By Council Member Yorko

THAT THIS ORDINANCE, BEING NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, HEALTH, OR SAFETY SHALL TAKE EFFECT UPON ITS PASSAGE

Motion Carried

ORDINANCE #1179

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND SECTION 1020.06 OF THE LANSING CODIFIED ORDINANCES BY EXTENDING ITS EFFECTIVENESS BEYOND JULY 30, 2012 AND REQUIRING COMPLIANCE WITHIN 16 HOURS OF RECEIPT OF NOTICE.

THE CITY OF LANSING ORDAINS:

Section 1. That Section 1020.06 of the Codified Ordinances of the City of Lansing, Michigan, be and is hereby amended to read as follows:

1020.06. - Snow and ice.

(a) No person shall permit any snow or ice to remain on any public sidewalk adjacent to any house, building or lot owned or occupied by that person, or on the public sidewalk adjacent to any multifamily dwelling or unoccupied house, building or lot owned by that person, for more than 24 hours after the same has fallen or formed. The property owner, as used in this section, shall be the owner of record whose name appears on the City's property assessment records.

(b) No person shall place or cause to be placed ice or snow upon a right-of-way so as to impair vehicular or pedestrian traffic.

(c) If a property owner fails to remove snow or ice from a public sidewalk as required in subsection (a), or places or causes to be placed ice or snow upon a right-of-way as prohibited in subsection (b), pursuant to

standards to be promulgated by the Public Service Department prior to enforcement under this section, including provisions for notice and snow accumulation, for review by City Council, the City may do the following:

(1) Notify any property owner in violation of these sections by written notice sent by first-class mail to the property owner at the address shown on the assessor's records and by notice posted on the property. The notice of violation shall state that if the snow or ice is not removed within ~~46~~ 24 hours of the ~~date and~~ time notice is deemed received by mail, the City may remove the snow or ice at the owner's expense. Notices given by mail ~~shall~~ WILL be deemed received at 5:00 p.m. one day following the day the notice is deposited in the United States mail, or AT 5:00 p.m. on the next mail delivery day, whichever is later—UNLESS THE UNITED STATES POSTAL SERVICE CEASES OPERATIONS AT ITS PROCESSING AND DISTRIBUTION CENTER LOCATED AT 4800 COLLINS ROAD IN LANSING, IN WHICH CASE AND AT WHICH TIME NOTICES GIVEN BY MAIL WILL BE DEEMED RECEIVED AT 5:00 P.M. TWO DAYS FOLLOWING THE DAY THE NOTICE IS DEPOSITED IN THE UNITED STATES MAIL OR AT 5:00 P.M. THE DAY FOLLOWING THE NEXT MAIL DELIVERY DAY, WHICHEVER IS LATER. The failure of any person to receive the notice shall not affect the validity of any action taken under this section.

(2) If the property owner fails to abate the violation within ~~46~~ 24 hours after a notice is deemed received by mail, the City may remove the snow or ice and the property owner will be assessed the City's removal cost, including an administrative fee, as established by resolution from time to time.

(3) The City Assessor, upon receipt of snow or ice removal data from the Public Service Department, shall make an assessment roll for the properties and the assessment roll shall be processed in accordance with the assessment procedure contained in Section 1026.06(b) and (c) of this Code of Ordinance. After confirmation of the assessment roll, the Assessor's Office shall process and mail by first-class mail the snow or ice removal assessment to each property owner. If the assessment is not paid within 60 days, it shall be placed as a lien against the property as permitted by law. Any unpaid portion of the snow or ice removal assessment will be subject to a five (5) percent additional administrative fee if not paid within 60 days.

(d) Any person in violation of subsection (a) or (b) of this section shall also be responsible for a municipal civil infraction and may be fined in accordance with Section 203.06 of this Code. For purposes of establishing civil fines, all public sidewalks and rights-of-way shall be divided into two tiers, as follows:

(1) Tier one shall be every public sidewalk adjacent to a roadway with a speed limit of 30 mph or more.

(2) Tier two shall be all public sidewalks which are not tier one.

(e) A police officer or duly authorized agent of the City shall issue a snow violation citation to the occupant or owner of any property in violation of this section.

The Director of Public Service shall designate personnel to be authorized by Council to enforce this section. After such authorization, each designated person shall subscribe to an oath and place the same on file with the City Clerk. The oath shall be in substantially the following form:

"I do solemnly swear (to uphold the Constitution of the United States, and) that I will faithfully discharge my duties in enforcing the provisions of Section 1020.06 of the Codified Ordinances of the City of Lansing."

~~(f) The September 27, 2010 amendments to this section shall automatically expire July 30, 2012 unless reenacted or extended.~~

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions hereof are hereby repealed.

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof other than the part so declared to be invalid.

Section 4. This ordinance shall take effect on the 30th day after enactment, unless given immediate effect by City Council.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

**REPORTS FROM CITY OFFICERS, BOARDS, AND
COMMISSIONS; COMMUNICATIONS AND
PETITIONS; AND OTHER CITY RELATED MATTERS**

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

• Reports from City Officers, Boards and Commissions:

- a. Letter(s) from the Mayor re:
 - i. Return on Equity Agreement between the City of Lansing and the Lansing Board of Water and Light

REFERRED TO THE COMMITTEE OF THE WHOLE

- ii. Acceptance of Plug-In Initiative Electric Vehicle Community Project Funds

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- iii. Fiscal Year 2012 Deficit Elimination Plan

REFERRED TO THE COMMITTEE OF THE WHOLE

• Communications and Petitions and Other City Related Matters:

- a. Affidavit of Disclosure submitted by Anthony Beattie of the Lansing Police Department

REFERRED TO THE BOARD OF ETHICS AND REFERRED TO THE CITY ATTORNEY

REMARKS BY COUNCIL MEMBERS

Council Member Robinson announced the Lewton-Rich and Averil Woods joint neighborhood Garage sale.

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

L. W. Morrow of 517 S. Walnut St. spoke about various city matters.

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city

matters.

John Pollard of 1718 Blair St. spoke about various city matters.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

Russell Terry of 121 E. Mt. Hope Ave. spoke about various city matters.

ADJOURNED TIME 8:35 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JUNE 18, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:03 p.m. by President Jeffries.

PRESENT: Council Members Dunbar, Houghton, Jeffries, Quinney, Robinson, Washington, Wood, Yorko

ABSENT: None

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

CONSIDERATION OF LATE ITEMS

By Vice President Dunbar

To suspend City Council Rule #9 to allow for Consideration of Late Items

Motion carried

The following items were added to the agenda:

1. From Council Member Robinson; Acceptance of Plug-In Initiative Electric Vehicle Community Project Funds

COUNCIL MEMBERS' COMMENTS AND CITY CLERK'S ANNOUNCEMENTS

Council Member Washington announced the Allen Street Market strawberry festival. She spoke about the Baker-Danora Extreme Street event.

Council Member Wood announced Churchill Downs' neighborhood picnic and Colonial Village's neighborhood ice cream social.

Council Member Robinson spoke about the south side farmers' market and solidarity with state female legislators at the state capitol.

Council Member Yorko spoke about the Juneteenth Festival, Michigan Pride, playground cleanups and announced the Festival of the Moon and Sun and the Festival of the Sun Criterium bike race.

Council Member Quinney spoke about the Juneteenth Festival.

Council Member Yorko asked people to remember Denzel Moss who recently passed away.

Vice President Dunbar announced a south side youth activity fair.

City Clerk Swope spoke about the upcoming August 7, 2012 Primary Election.

COMMUNITY EVENT ANNOUNCEMENTS

Richard Clement announced a ballot drive for marihuana.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about Michigan Pride, the Juneteenth celebration and the recent Mobile Food Pantry. He also spoke about tonight's public hearings, the Fourth of July fireworks show and the Common Ground Festival.

Council Member Wood asked City Attorney Smith about the state's fireworks regulation and he stated that the state's legislation override's the City's ordinance but noise calls can still be referred to the Police Department.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

- Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

- a. In consideration of Brownfield Redevelopment Plan #54, Amendment #1, Reutter Park Place
- b. In consideration of Act 62011; Proposed Sale of Parking Lot 2 at 320 N. Capitol Ave. to Lansing Community College

Council Member Quinney gave a brief overview of Public Hearing #1.

Karl Dersheimer of the Lansing Economic Development Corporation, along with Dan Essa and Eric Helzer, gave extensive details regarding Brownfield Redevelopment Plan #54, Amendment #1, Reutter Park Place.

Kathi Raffone of 1221 Muskegon Ave. spoke in opposition to Brownfield Redevelopment Plan #54, Amendment #1, Reutter Park Place.

John Pollard of 1718 Blair St. spoke in opposition to Brownfield Redevelopment Plan #54, Amendment #1, Reutter Park Place, Act 6-2011 and SLU-5-2012.

David Vanderklok of 1114 SW Washington Ave. spoke in support of SLU-5-2012.

Julie Lawton-Essa of 3591 Autumnwood Ln. in Meridian Twp. spoke in support of Brownfield Redevelopment Plan #54, Amendment #1, Reutter Park Place.

Pierre LaVoie of 922 Cowley Ave., East Lansing, spoke in support of Brownfield Redevelopment Plan #54, Amendment #1, Reutter Park Place.

Ryan Henry of 934 Clark St. spoke in support of Brownfield

Redevelopment Plan #54, Amendment #1, Reutter Park Place.

Jack Johns of 4247 Barton Rd. in Delta Twp. spoke in support of Brownfield Redevelopment Plan #54, Amendment #1, Reutter Park Place.

REFERRAL OF PUBLIC HEARINGS

- a. In consideration of Brownfield Redevelopment Plan #54, Amendment #1, Reutter Park Place

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- b. In consideration of Act-6-2011; Proposed Sale of Parking Lot 2 at 320 N. Capitol Ave. to Lansing Community College

REFERRED TO THE COMMITTEE OF THE WHOLE

LEGISLATIVE MATTERS

CONSENT AGENDA

By Council Member Dunbar

To approve all items on the Consent Agenda.

Council Member Wood asked that items 3a, 3b, 3c, 3d, 3e, 3f, and 4a be removed from the Consent Agenda.

The question being the motion to adopt the remaining items on the Consent Agenda

Motion Carried

RESOLUTION #2012-127

BY COUNCIL MEMBER CAROL WOOD
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, On June 2, 2012 Lansing suffered a tragedy in losing father, son, brother and rapper/promoter Cameron J. "Big Perm" Doyle. Doyle passed away at Sparrow hospital after suffering a stroke; and

WHEREAS, Doyle was born on August 9, 1977 to Leta Doyle and Daniel Williams. His family moved to Lansing as a teenager. Originally from Louisiana, Doyle went back to Louisiana attending McNeese State University where he began his career in the entertainment industry using a karaoke machine to mix and match his lyrics to other artist's beats; and

WHEREAS, Doyle was the president and CEO of Street Dream Entertainment and the president of Kings of the Clubs Promotions. Doyle was a member of "The Aphilliates" musical group, winner of the 2008 Rap Olympics Battle and Nominee for the Grand Rapids Music Awards. Doyle was influenced by Rap Icons such as Notorious B.I.G, Pimp C and Big Punisher. Doyle has performed all over the country including shows at the Common Ground Musical Festival on more than one occasion; and

WHEREAS, Doyle is survived by his mother, Leta Doyle; father Daniel Williams; sister, Allison (Trevor) Weber; 2 daughters Jenaya Cameron-Christina Estfan and Aniyah Lake; fiancée Chastity Sayre; 2 nieces, Kendria and Olivia Hodge; nephew, Damerius Doyle and a host of aunts uncles and cousins;

NOW THEREFORE, BE IT RESOLVED, Lansing City Council, hereby, recognizes Cameron J. "Big Perm" Doyle as an influential and exceptional member of this community and extends its condolences and warm wishes to Doyle's family and friends during this time of sorrow.

"What we have once enjoyed deeply we can never lose. All that we love deeply becomes a part of us. - Helen Keller"

Adopted as part of the Consent Agenda

RESOLUTION #2012-128

BY COUNCIL MEMBER JESSICA YORKO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Festival of the Sun Criterium bicycle race is an event being held in Comstock Park and the old School for the Blind site as a full day of outdoor activities and celebration with fun and competition in Lansing; and

WHEREAS, on June 23, 2012 from 8:00am until 5:30pm hundreds of competitive cyclists from all over the great state of Michigan and the Midwest will compete on a one mile closed loop course while their families and friends cheer for them; and

WHEREAS, there will be an obstacle course for children of all ages, sprint competitions, bicycle demonstrations, corporate team relays, music, food, awards, medals and cash prizes; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, supports the Festival of the Sun Criterium bicycle race taking place on June 23, 2012.

Adopted as part of the Consent Agenda

RESOLUTION #2012-129

THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made reappointments to the Board as stated below:

Board of Review

Tricia Spain as an At-Large member for a term to expire June 30, 2015;

WHEREAS, the nominee has been vetted and meets the qualifications as required by the City Charter; and

WHEREAS, Tricia Spain was appointed in 2010 for a term to expire June 30, 2012 and therefore, has served one term;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the reappointments to the following Board:

Board of Review

Tricia Spain as an At-Large member for a term to expire June 30, 2015.

Adopted as part of the Consent Agenda

RESOLUTION #2012-130

THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made reappointments to the Board as stated below:

Historic District Commission

Tom Truscott as an At-Large member for a term to expire June 30, 2015
Nathalie Winans as an At-Large member for a term to expire June 30, 2015; and

WHEREAS, the nominees have been vetted and meet the qualifications as required by the City Charter; and

WHEREAS, Tom Truscott was appointed in 2009 for a term to expire June 30, 2012 and therefore, has served one term; and

WHEREAS, Nathalie Winans was appointed in 2006 and 2009 with a term to expire June 30, 2012 and therefore, has served two terms;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the reappointments to the following Board:

Historic District Commission

Tom Truscott as an At-Large member for a term to expire June 30, 2015
Nathalie Winans as an At-Large member for a term to expire June 30, 2015.

Adopted as part of the Consent Agenda

RESOLUTION #2012-131

THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made reappointments to the Board as stated below:

Board of Zoning Appeals

Kimberly Whitfield as an At-Large member for a term to expire June 30, 2015
Amber Shinn as an At-Large member for a term to expire June 30, 2015;
and

WHEREAS, the nominees have been vetted and meet the qualifications as required by the City Charter; and

WHEREAS, Kimberly Whitfield was appointed in 2010 for a term to expire June 30, 2012 and therefore, has served one term; and

WHEREAS, Amber Shinn was appointed in 2010 for a term to expire June 30, 2012 and therefore, has served one term;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the reappointments to the following Board:

Board of Zoning Appeals

Kimberly Whitfield as an At-Large member for a term to expire June 30, 2015
Amber Shinn as an At-Large member for a term to expire June 30, 2015.

Adopted as part of the Consent Agenda

RESOLUTION #2012-132

THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made reappointments to the Board as stated below:

Saginaw Street Corridor Improvement Authority

Bob Ford as an At-Large member for a term to expire June 30, 2016
Chris Strugar-Fritsch as an At-Large member for a term to expire June 30, 2016; and

WHEREAS, the Saginaw Street Corridor Improvement Authority was established in 2011; and

WHEREAS, Bob Ford was appointed in 2011 for a term to expire June 30, 2012 and therefore, has served a partial term; and

WHEREAS, Chris Strugar-Fritsch was appointed in 2011 for a term to expire June 30, 2012 and therefore, has served a partial term; and

WHEREAS, the nominees have been vetted and meet the qualifications as required by the City Charter; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council,

hereby, confirms the reappointments to the following Board:

Saginaw Street Corridor Improvement Authority

Bob Ford as an At-Large member for a term to expire June 30, 2016
Chris Strugar-Fritsch as an At-Large member for a term to expire June 30, 2016.

Adopted as part of the Consent Agenda

RESOLUTIONS

RESOLUTION #2012-133

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

SLU-5-2012

Parking Lot in the "D-1" Professional Office District
615 S. Capitol Avenue

WHEREAS, the applicant, Studio Intrigue Architects on behalf of 615 S. Capitol Avenue, LLC, has requested a Special Land Use permit (SLU-5-2012) to construct a parking lot at 615 S. Capitol Avenue; and

WHEREAS, the property is zoned "D-1" Professional Office District, where parking lots are permitted subject to obtaining a special land use permit; and

WHEREAS, a review was completed by staff evaluating the character, location and impact this proposal would have on the surrounding area and the impact on the environment, utilities, services and compliance with the Zoning Code and objectives of the Comprehensive Plan; and

WHEREAS, the Planning Board held a public hearing on April 17, 2012, at which the applicant's representative spoke in favor of SLU-5-2012 and no other comments were received; and

WHEREAS, the Planning Board, at its April 17, 2012 meeting, voted (5-0) to recommend approval of SLU-5-2012 to permit a parking lot at 615 S. Capitol Avenue.

WHEREAS, the City Council held a public hearing regarding SLU-5-2012 on May 21, 2012; and

WHEREAS, the Committee on Development and Planning has reviewed the report and recommendation of the Planning Board and concurs therewith; and

NOW THEREFORE BE IT RESOLVED that the Lansing City Council hereby approves SLU-5-2012 to construct a parking lot at 615 S. Capitol Avenue.

BE IT FURTHER RESOLVED that this Special Land Use permit shall remain in effect only so long as the petitioner fully complies with this resolution, and if the petitioner fails to comply, the Special Land Use permit may be terminated by City Council Resolution.

BE IT FINALLY RESOLVED that in granting this request, the City Council determines the following:

1. The proposed parking lot is compatible with the essential character of the surrounding area, as designed.
2. The proposed parking lot will not change the essential character of the surrounding area.
3. The proposed parking lot will not interfere with the general enjoyment of adjacent properties.
4. The proposed parking lot will not impact adjacent properties as it will not be detrimental to the use or character of the property under consideration.
5. The proposed parking lot will not impact the health, safety and welfare of persons or property in the surrounding area.

6. The proposed parking lot can be adequately served by essential public facilities and services.
7. The proposed parking lot will not place any demands on public services and facilities in excess of current capacities.
8. The proposed parking lot is consistent with the intent and purposes of the Zoning Code and the Master Plan.
9. The proposed parking lot will comply with the requirements of the "D-1" Professional Office District.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-134

BY THE COMMITTEE ON DEVELOPMENT & PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, July 9, 2012, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

SLU-3-2012: Special Land Use Permit, Church, 1400 Block, W. Jolly Road

By Council Member Quinney

Motion Carried

RESOLUTION #2012-135

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Josh Hovey of 1817 Drexel Rd., Lansing, MI 49815, as 4th Ward member for the Planning Board for a term to expire June 30, 2016; and

WHEREAS, the nominees have been vetted and meet the qualifications as required by the City Charter;

WHEREAS, the Development and Planning Committee met on June 13, 2012 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby confirms the appointment of Josh Hovey of 1817 Drexel Rd., Lansing, MI 49815, as 4th Ward member for the Planning Board for a term to expire June 30, 2016.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-136

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Josh Hovey of 1817 Drexel Rd., Lansing, MI 49815 as the Planning Board Representative to the Board of Zoning Appeals for a term to expire June 30, 2014; and

WHEREAS, the nominees have been vetted and meet the qualifications as required by the City Charter;

WHEREAS, the Development and Planning Committee met on June 13, 2012 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby confirms the appointment of Josh Hovey of 1817 Drexel Rd., Lansing, MI 49815 as the Planning Board Representative to the Board of Zoning Appeals for a term to expire June 30, 2014.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-137

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Lynne Martinez of 306 Leslie Street, Lansing, MI 48912, as an At-Large member for the Planning Board for a term to expire June 30, 2016; and

WHEREAS, the nominees have been vetted and meet the qualifications as required by the City Charter;

WHEREAS, the Development and Planning Committee met on June 13, 2012 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby confirms the appointment of Lynne Martinez of 306 Leslie Street, Lansing, MI 48912, as an At-Large member for the Planning Board for a term to expire June 30, 2016.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-138

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Jonathan Lum of 227 Custer Ave., Lansing, MI 48912 as a neighborhood representative for the Michigan Avenue Corridor Improvement Authority for a term to expire June 30, 2016; and

WHEREAS, the nominees have been vetted and meet the qualifications as required by the City Charter;

WHEREAS, the Development and Planning Committee met on June 13, 2012 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby confirms the appointment of Jonathan Lum of 227 Custer Ave., Lansing, MI 48912 as a neighborhood representative for the Michigan Avenue Corridor Improvement Authority for a term to expire June 30, 2016.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-139

BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS City of Lansing maintains and operates a fire department providing fire protection, fire suppression, emergency medical services, technical rescue, hazardous incident response, and other emergency response services ("Fire Services"); and

WHEREAS, Fire Services can further be improved by cooperation between political subdivisions during times of public emergency, conflagration or disaster ("Incidents"); and

WHEREAS, the Michigan Constitution of 1963, Article 7, § 28, and the Urban Cooperation Act of 1967, Act No. 7 of the Public Acts of 1967, Ex. Sess., being MCL 124.501 et seq. (the "Act"), permit a political subdivision to exercise jointly with any other political subdivision any power, privilege or authority which such political subdivisions share in

common and which each might exercise separately; and

WHEREAS, the City of Lansing desires to enter into an interlocal agreement (the "Agreement"), pursuant to the Act, to further improve Fire Services; and

WHEREAS, the Mutual Aid Box Alarm System (MABAS), is a mechanism that may be used for deploying personnel and equipment in a multijurisdictional or multiagency emergency mutual aid response; and

WHEREAS, as a result of entering into an interlocal Agreement to further improve Fire Services, the Parties are creating the Metro Lansing Fire MABAS Division; and

WHEREAS, City of Lansing desires to commit personnel and equipment to another Party if deemed reasonable upon the request of another Party.

NOW, THEREFORE BE IT RESOLVED that the City of Lansing finds it is the best interest of its citizens from a safety and fiscal standpoint to enter into the Interlocal Agreement creating the Metro Lansing Fire MABAS Division and agrees to appoint one member to the MABAS Executive Board.

BE IT FINALLY RESOLVED that the Mayor is authorized to execute the Agreement on behalf of the City of Lansing.

By Council Member Wood

Motion Carried

RESOLUTION #2012-140

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Lansing Board of Water and Light (BWL) applied for federal earmark funding from the United States Department of Energy (DOE) under the program known as the "Plug-In Initiative EV Community Project" (the project); and

WHEREAS, the BWL has been awarded DOE project funding, including \$10,000 to be applied to the purchase of a plug-in electrical vehicle (PEV) and additional funding for the installation of PEV charging stations for the federal earmark purposes; and

WHEREAS, the project team has proposed to utilize the funding by partnering with the City in the acquisition of a PEV and the installation of charging stations to further the BWL purposes of monitoring and collecting data, studying the charging habits of PEV use and assisting the BWL in determining future impact of PEVs on its distributions system; and

WHEREAS, the BWL wants to partner with the City, as a "Project Partner" under the earmark agreement, in the purchase of a PEV as part of its research and study;

NOW, THEREFORE, BE IT RESOLVED that the City of Lansing hereby approves the agreements to partner with the BWL in its DOE project, including the receipt of \$10,000 toward the City purchase of a PEV, to further the BWL purposes of study and determination of future impact of PEVs on its distribution system.

BE IT FURTHER RESOLVED that the Mayor is authorized to sign and execute all necessary project partner agreements with the BWL for its acceptance and administration of the DOE project.

BE IT FINALLY RESOLVED that the Finance Department is authorized to create appropriate accounts and make necessary transfers to assist the BWL to administer, monitor and complete the DOE project.

By Council Member Robinson

Motion Carried

RESOLUTION #2012-141

BY THE COMMITTEE ON WAYS & MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

That the following FY 2012 grant acceptance and budget transfers be approved:

Drug Law Enforcement Programs
Police
Asset Seizure Grant

\$205,875.00 from Federal Revenue	265.0.527001.17398
\$79,940.00 from Local Match – MSP	265.0.579302.17398
\$20,484.00 from Local Match – Eaton Co	265.0.580002.17398
\$61,210.00 from Local Match – Ingham Co	265.0.580004.17398
\$29,241.00 from Local Match – City of Lansing	265.0.696267.17398
\$15,000.00 from Local Match – Drug Law Fund	265.0.696265.17398
\$40,876.00 to Salaries	265.343253.702000.17398
\$20,030.00 to Temporary Help	265.343253.707000.17398
\$26,676.00 to Fringe Benefits	265.343253.715000.17398
\$900.00 to Misc.	265.343253.741000.17398
\$323,268.00 to Subcontract – Contractual Svc	265.343253.961743.17398

(To appropriate the federal Asset Seizure Grant revenues and expenditures for the grant year ending 9/30/12 for multi-county drug law enforcement. Total cost equals \$411,750 with federal cost share 50% and local match cost share 50%. State of Michigan project # ODCP 70901-3-12-B. Federal grant award # 2011-DJ-BX-2240.)

By Council Member Robinson

Motion Carried

RESOLUTION #2012-142

BY THE COMMITTEE ON WAYS & MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

That the following FY 2012 grant acceptance and budget transfers be approved:

State/Federal Programs
Police
COPS Secure Our Schools

\$9,550.00 from Federal Revenue	273.0.527001.14401
\$9,550.00 from Lansing School District	273.0.580000.14401
\$19,100.00 to Equipment	273.343251.977000.14401

(To appropriate US Department of Justice, Office of Justice Programs, Community Oriented Policing Services grant monies to improve school safety. The grant period is from September 01, 2010 to August 31, 2012.)

By Council Member Robinson

Motion Carried

RESOLUTION #2012-143

BY THE COMMITTEE ON WAYS & MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

That the following FY 2012 grant acceptance and budget transfers be approved:

State/Federal Programs
Sobriety Court MDCGP

\$34,500.00 from Federal Revenue	273.0.547000.17210
\$24,000.00 to Temp Help	273.132201.707000.17210

\$1,835.00 to Fringe Benefits	273.132201.715000.17210
\$6,340.00 to Miscellaneous Operating	273.132201.741000.17210
\$1,500.00 to Contractual Services	273.132201.743000.17210
\$825.00 to Training	273.132201.747000.17210

(To provide for basic funding of temporary help in District Court 54A's special Sobriety Court with grant resources from Michigan Drug Court Grant program administered by the Supreme Court Administrative Office. The grant will operate from October 1, 2011 to September 30, 2012).

By Council Member Robinson

Motion Carried

RESOLUTION #2012-144

BY THE COMMITTEE ON WAYS & MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

That the following FY 2012 grant acceptance and budget transfers be approved:

General Fund
Police – Central Services
Crime Research Tech

\$7,577.00 Operating Transfers Out	101.966010.991273.00032
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(To transfer the match required, for the Byrne JAG federal grant – Crime Research Technician/part-time for the Lansing Police Department.)

State/Federal Programs
Police

\$68,192.00 from Federal Revenue	273.0.527001.17399
\$7,577.00 from GF Operating Transfer-Police	273.0.696101.17399
\$34,100.00 to Miscellaneous Operating	273.343221.702000.17399
\$2,609.00 to Fringe Benefits	273.343221.715000.17399
\$3,300.00 to Miscellaneous Operating	273.343221.741000.17399
\$35,760.00 to Equipment	273.343221.977100.17399

The Lansing Police Department will hire and equip a part-time crime research technician for identification of problems, data collection and analysis of the problem, response to the problem and assessment of the effectiveness of the response.

By Council Member Robinson

Motion Carried

RESOLUTION #2012-145

BY THE COMMITTEE ON WAYS & MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

That the following FY 2012 grant acceptance and budget transfers be approved:

General Fund
Police – Central Services
Bulletproof Vests

\$3,301.68 from Uniforms	101.343221.742600.0
\$3,301.68 to Operating Transfers Out	101.966010.991273.00032

(To transfer the 50 percent local match required, and not previously appropriated, for federal grant purchase of replacement bulletproof vests for the Lansing Police Department. The additional operating transfer conveys the match monies to the State and Federal Programs Fund.)

State/Federal Programs
Police
Bulletproof Vests

\$3,301.68 from Federal Revenue	273.0.527001.17699
\$3,301.68 from GF Operating Transfer-Police	273.0.696101.17699
\$6,603.36 to Miscellaneous Operating	273.343221.741000.17699

(To appropriate the full grant resources as awarded by the US Department of Justice to replace bulletproof vests in the Lansing Police Department.)

By Council Member Robinson

Motion Carried

RESOLUTION #2012-146

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, pursuant to Resolution #2012-085 adopted by this council on May 7, 2012, a public hearing was held on Monday, June 11, 2012, in consideration of this request by Consumers Energy Company (Consumers Energy) for issuance of a waiver of the noise ordinance to permit its contractor to conduct four (4) horizontal directional drilling (HDD) operations on a twenty-four (24) hour a day basis as part of the construction of the 12-inch high pressure gas main (Gas Main) needed to provide natural gas to the new gas-fired electric generating plant to be owned and operated by the Lansing Board of Water and Light (BW&L); and

WHEREAS, the timely completion of the Gas Main is necessary to meet the planned commercial operation date of the BW&L's new gas-fired electric generating plant; and

WHEREAS, the four (4) anticipated HDD operations are specifically described as follows:

- a crossing of the Grand River along the south side of W. Elm St between Townsend St. and S. Grand Ave.;
- a crossing of the Canadian National Railroad south of E. South St. between River St. and S. Cedar St.;
- a crossing of the Penn Central railroad in the vicinity of Baker St. and Herbert St.; and
- a crossing of the Penn Central railroad in the vicinity of Clare St. and W. Main St.; and

WHEREAS, conducting the HDD operations on a twenty-four (24) a day basis is required to properly install the Gas Main at these (4) four locations; and

WHEREAS, the four (4) anticipated HDD operations would require a waiver of the noise ordinance from 8:00 P.M. to 7:00 A.M. on a maximum of fifteen calendar (15) days during the period from June 12, 2012, through September 1, 2012; and

WHEREAS, no written or verbal comments in opposition to this noise waiver were received from anyone within the project area at the public hearing or during the public comment period.

NOW, THEREFORE, BE IT RESOLVED that City Council grant a waiver of the noise ordinance to permit Consumers Energy's contractor to conduct the four (4) HDD operations necessary to cross the Grand River and the three railroads from 8:00 P.M. to 7:00 A.M. on a maximum of fifteen (15) calendar days during the period from June 12, 2012, through September 1, 2012, unless delayed by presently unforeseen circumstances.

By Council Member Dunbar

Motion Carried

ORDINANCES FOR PASSAGE

An Ordinance of the City of Lansing Providing for the Rezoning of a parcel of real property located in the City of Lansing, Michigan and for the revision of the district maps adopted by section 1246.02 of the Code of Ordinances.

Property identified as Z-2-2012; 3303 N. East St., rezoning the property from "F" Commercial District to "G-2" Wholesale District for an automotive body shop (motor vehicle repair station)

Was read a second time by its title and adopted by the following roll call vote:

Yeas: Council Members Dunbar, Houghton, Jeffries, Quinney, Robinson, Washington, Wood, Yorko

Nays: None

By Council Member Quinney

THAT THIS ORDINANCE, BEING NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, HEALTH, OR SAFETY SHALL TAKE EFFECT UPON ITS PASSAGE

Motion Carried

ORDINANCE #2568

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification of the property described as follows:

Case Number: Z-2-2012
Address: 3303 N. East Street
Parcel Number: PPN's: 33-01-01-04-230-265
Legal Descriptions: Outlot A, Except North 100 Feet, also Except South 200 Feet; Supervisor's Plat of Schworer's Bloomfield Farms, City of Lansing, Ingham County, State of Michigan, from "F" Commercial District to "G-2" Wholesale District.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance was duly adopted by the Lansing City Council on June 18, 2012, and a copy is available in the office of the Lansing City Clerk, 9th Floor, City Hall, 124 W. Michigan Avenue, Lansing, MI 48933.

Section 4. This ordinance shall take effect upon the expiration of seven (7) days from the date this notice of adoption is published in a newspaper of general circulation.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be

collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

• Reports from City Officers, Boards and Commissions:

- a. Letter from the City Clerk submitting a Fireworks Display License Application submitted by Wolverine Fireworks Display for a public display of fireworks in the City of Lansing at Oak Park, 801 E. Genesee St., to be held on July 4, 2012

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

• Communications and Petitions, and Other City Related Matters:

- a. Letter from Comcast Cable providing notice of Channel Lineup changes effective August 7, 2012

REFERRED TO THE TELECOMMUNICATIONS AND CABLE ADVISORY BOARD

REMARKS BY COUNCIL MEMBERS

Vice President Dunbar asked that respect be shown to City Council Members when being addressed by the public.

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS:

Kathi Raffone of 1221 Muskegon Ave. spoke about various city matters.

John Pollard of 1718 Blair St. spoke about various city matters.

Michael Mercer of 4530 Sycamore St. in Delhi Twp. spoke about various city matters.

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city matters.

L. W. Morrow of 517 S. Walnut St. spoke about Fisher Body.

ADJOURNED TIME 9:14 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JUNE 25, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries.

PRESENT: Council Members Houghton, Jeffries, Quinney, Washington, Wood, York

ABSENT: Council Members Dunbar and Robinson (Arrived at 7:23 p.m.)

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

CONSIDERATION OF LATE ITEMS

By Council Member Quinney

To suspend City Council Rule #9 to allow for Consideration of Late Items

Motion carried

The following items were added to the agenda:

1. From Council Member Quinney; Approval of a request from Saint Warmels, LLC dba Michigan's Midtown Beer Company, to Transfer Ownership of 2012 Class C Licensed Business with Entertainment Permit, Sunday Sales Permit (AM and PM), Outdoor Service (1 Area), Catering Permit and Specially Designated Merchant (SDM) Licensed Business from Sammy's Inc. (KLF Receivership Services, LLC); and Transfer location from 301 E. Jolly Rd. to 402 S. Washington St.

COUNCIL MEMBERS' COMMENTS AND CITY CLERK'S ANNOUNCEMENTS

Council Member Wood asked citizens to be aware of children playing in the street while driving in neighborhoods. She announced the Main Street Area Reunion Celebration and the kickoff to the African American Parade and Heritage Festival.

City Clerk Swope spoke about absentee ballots for the August 7, 2012 Primary Election.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about Davenport University staying in downtown Lansing and a SAFER grant

for the Fire Department. He announced 4th of July events, Taste of Downtown and Common Ground Music Festival.

Council Member Robinson arrived at the meeting at 7:23 p.m.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings.

Kathi Raffone of 1221 Muskegon Ave. spoke in opposition to P.P.E. 01-12 and stated concerns about fireworks.

John Pollard of 1718 Blair St. stated concerns on the deficit elimination plan and in opposition to Sale of Parking Lot #2 to Lansing Community College and the Board of Water and Light Return on Equity Agreement.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. stated concerns on the deficit elimination plan and in opposition to Sale of Parking Lot #2 to Lansing Community College and the Board of Water and Light Return on Equity Agreement.

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #2012-147

BY COUNCIL MEMBER CAROL WOOD
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Annual Main Street Area Reunion Celebration is an event working for a drug free America, being held at 1715 West Malcolm X/Main Street, at the former Main Street Elementary School in Lansing. The Main Street Neighborhood Association will host the event with support from local businesses, community support groups and agencies; and

WHEREAS, on June 30, 2012, from noon to dusk, the Main Street Neighborhood Association welcomes all families, especially children of all ages, and invites everyone to join in the festivities for the annual one day holiday weekend celebration. The event will feature free food, games, prizes and more for anyone in attendance and is sure to be enjoyed by all; and

WHEREAS, the purpose of the event is to foster neighborhood unity and camaraderie in an effort to bolster and reinforce our communities for a drug free America; and

WHEREAS, Mr. B-Wise, a character, guardian and mascot with the motto "have a good heart, be-wise, do right", will make an appearance at the event. Mr. B-Wise will give a live stage performance to motivate all in attendance;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to express its appreciation to the Main Street Neighborhood for hosting the Annual Main Street Reunion Celebration. Best wishes for a successful event!

By Council Member Wood

Motion Carried

RESOLUTION #2012-148

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Paul Johns of 1828 Beal Ave., Lansing, MI 48910, as a 4th Ward member of the HRCS Board for a term to expire June 30, 2016; and

WHEREAS, the nominees have been vetted and meet the qualifications as required by the City Charter;

WHEREAS, the General Services Committee met on June 19, 2012 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby confirms the appointment of Paul Johns of 1828 Beal Ave., Lansing, MI 48910, as a 4th Ward member of the HRCS Board for a term to expire June 30, 2016.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-149

THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made reappointments to the Board as stated below:

HRCS

Katie John as an At-Large member for a term to expire June 30, 2016; and

WHEREAS, the nominees have been vetted and meet the qualifications as required by the City Charter;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the reappointments to the following Board:

HRCS

Katie John as an At-Large member for a term to expire June 30, 2016.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-150

THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made reappointments to the Board as stated below:

Downtown Lansing Inc. Board

Phil Clacko as a business representative for a term to expire June 30, 2016

Nicole Proulx as a business representative for a term to expire June 30, 2016; and

WHEREAS, the nominees have been vetted and meet the qualifications as required by the City Charter;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the reappointments to the following Board:

Downtown Lansing Inc. Board

Phil Clacko as a business representative for a term to expire June 30, 2016

Nicole Proulx as a business representative for a term to expire June 30, 2016.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-151

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Men Making a Difference has requested \$500.00 to defray costs associated with park rental fees for their 5th annual Men Making a Difference Connecting with Our Youth Picnic to be held on Saturday, July 14, 2012; and

WHEREAS, the Committee on General Services met on June 19, 2012 and reviewed the request; and

WHEREAS, the maximum total amount of Community Funding Account to be awarded an organization in one fiscal year is \$500.00;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, approves an allocation from the Community Funding Account to Men Making a Difference who has requested \$500.00 to defray costs associated with park rental fees for their 5th annual Men Making a Difference Connecting with Our Youth Picnic to be held on Saturday, July 14, 2012;

BE IT FURTHER RESOLVED that the Mayor and the Finance Department shall process this request by transferring \$500.00 from the Training Account – 101.112101.747000 to the Council Community Funding Account – 101.112101.741289;

BE IT FINALLY RESOLVED that Men Making a Difference, Inc. shall submit a written analysis of the event, including information regarding the number of attendees, a detailed account as to contributors, funds received, expended, and residual funds to the Lansing City Council within 60 days after the event.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-152

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City Clerk has forwarded an application for a City License, which has been routinely processed without objection, and is ready for final action by this Council; and

WHEREAS, all required signatures have been obtained supporting the application for a fireworks display license;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the application for a City License as follows:

FIREWORKS DISPLAY LICENSE:

Jennifer Campau, of Wolverine Fireworks Display, for a public display of fireworks in the City of Lansing at Oak Park, 801 E. Genesee St., to be held on July 4, 2012.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-153

BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Engineering Division of the Public Service Department has conducted a traffic study of traffic calming Area 19, which is bounded by Interstate 496 on the north, Aurelius Road on the east, South Street on the south and Washington Avenue on the west; and

WHEREAS, the Engineering Division formulated a neighborhood wide traffic control plan based on the Engineering Division's traffic study; and

WHEREAS, the Engineering Division recommends implementation of the traffic control plan to update current traffic control at intersections where needed; and

WHEREAS, the minutes for the Traffic Board containing the Traffic Board's positive, but unofficial, recommendation for this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves the Area 19 traffic control plan;

BE IT FURTHER RESOLVED, that the Transportation Engineer is hereby authorized to implement the Area 19 traffic control plan, including Traffic Control Orders 12-029, 12-030, 12-031, 12-032, 12-033, 12-034, 12-035, 12-036, 12-037, 12-038, 12-039 12-040, 12-041, 12-043;

BE IT FINALLY RESOLVED, that the Committee on Public Safety and the Engineering Division of the Public Service Department will continue to monitor Area 19 and the implemented traffic control plan.

By Council Member Wood

Motion Carried

RESOLUTION #2012-154

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, certain adjustments are needed to close out the 2011/2012 fiscal year including allocation of the FY 2012 vacancy factor and a decline in projected General Fund revenues;

WHEREAS, Downtown Lansing, Inc. promotional activities resulted in both increased revenues and increased expenditures;

NOW, THEREFORE, BE IT RESOLVED that the following FY 2011/2012 year-end budget amendment be approved:

	Proposed Increase/ (Reduction)
GENERAL FUND REVENUES	
Income Tax Revenues	\$(1,600,000)
Board of Water and Light Return on Equity	(200,000)
Sale of Parking Lot #2	1,200,000
Use of Reserves	<u>600,000</u>
	<u>\$(0)</u>
GENERAL FUND EXPENDITURES	
Non-departmental Vacancy Factor	\$800,000
Attorney's Office Personnel	20,500
Clerk's Office Personnel	(12,000)
City Council Personnel	16,000
District Court Personnel	310,000

Finance Personnel	(629,500)
Fire Personnel	40,000
Human Resources Personnel	(26,000)
Human Relations and Community Service Personnel	(34,000)
Office of Community Media Operating	(40,000)
Office of Community Media Personnel	40,000
Parks and Recreation Personnel	(310,000)
Planning and Neighborhood Development Personnel	<u>(175,000)</u>
	<u>\$0</u>

DOWNTOWN LANSING, INC. FUND REVENUES

Special Assessments Revenue	\$43,000
Business Development Revenue	<u>17,000</u>
	<u>\$60,000</u>

DOWNTOWN LANSING, INC. FUND EXPENDITURES

Operating Expenditures	<u>\$60,000</u>
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BE IT FURTHER RESOLVED that the Lansing City Council expects to receive all requested reports from the Budget Resolution and charter required information in a timely manner. This will allow the Council to review the material and to make decisions proactively instead of reactively; and

BE IT FINALLY RESOLVED that it is the City's intent to minimize the use of General Fund reserves to the extent possible and to replenish any use of reserves this fiscal year in the 2012/2013 fiscal year using proceeds from the sale of City property related to the proposed casino development.

By Council Member Robinson

To place an affirmative roll on the resolution

By Council Member Wood

To Amend the resolution by inserting before the final clause:

"BE IT FURTHER RESOLVED that the Lansing City Council expects to receive all requested reports from the Budget Resolution and charter required information in a timely manner. This will allow the Council to review the material and to make decisions proactively instead of reactively; and"

And Amend the final resolved clause by striking "BE IT FURTHER RESOLVED" and inserting:

"BE IT FINALLY RESOLVED that it is the City's intent to minimize the use of General Fund reserves to the extent possible and to replenish any use of reserves this fiscal year in the 2012/2013 fiscal year using proceeds from the sale of City property related to the proposed casino development."

Motion Carried

The question being the motion to place an affirmative roll on the resolution

Motion Carried by the following Roll Call Vote:

Yeas: Council Members Houghton Jeffries, Quinney, Robinson, Washington, Wood, Yorko

Nays: None

RESOLUTION #2012-155

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Act-6-11, Sale of Parking Lot #2

WHEREAS, the City of Lansing Planning and Neighborhood Development Department proposes a sale of Parking Lot #2 (the "Property") to Lansing Community College (LCC); and

WHEREAS, the Property is generally described as:

City of Lansing Parking Lot #2, 200 Blk W. Shiawassee Street (South side), between Seymour Street and N. Capitol Ave., with 209 parking spaces; and

WHEREAS, according to an appraisal by Vertalka & Vertalka dated June 24, 2011, the value of the Property is \$1,210,000; and

WHEREAS, on October 4, 2011, the Planning Board held a duly noticed public hearing on the Act-6-11; and subsequent to that public hearing, the Planning Board reviewed the location, character, and extent of the disposition of the Property in accordance with its Act 33 Review procedures; and

WHEREAS, the Lansing Planning Board, at its meeting on October 4, 2011, voted unanimously (5-0) to recommend approval of Act-6-11, including the disposal of the Property; and

WHEREAS, the Committee of the Whole has reviewed the report and recommendation of the Planning Board and found that the disposition of the Property will be beneficial to the City;

NOW, THEREFORE BE IT RESOLVED, the Lansing City Council hereby approves the Buy and Sell Agreement placed on file with the City Clerk on May 18, 2012, and Act-6-2011, disposition of Parking Lot #2, legally described as:

PARCEL NO. 33-01-01-16-177-002 (Tax Description from County Records) LOTS 1, 2, 11, 12 ALSO THE NORTH 54 FEET OF LOTS 3 AND 10, BLOCK 84, ORIGINAL PLAT, CITY OF LANSING, ACCORDING TO THE PLAT THEREOF RECORDED IN LIBER 2 OF PLATS, PAGE 36, INGHAM COUNTY RECORDS,

BE IT FINALLY RESOLVED, that the Mayor, on behalf of the City, is hereby authorized to sign and execute all documents to complete these transactions, subject to prior approval as to content and form by the City Attorney.

By Council Member Robinson

Motion Carried by the following Roll Call Vote:

Yeas: Council Members Houghton, Jeffries, Quinney, Robinson, Washington, Wood, Yorko

Nays: None

RESOLUTION #2012-156

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, an Agreement between the City of Lansing and the Lansing Board of Water and Light extending for a period of five years a previously executed Return on Equity Agreement has been presented for approval; and

WHEREAS, the Agreement increases the City's Return on Equity from the current rate of four percent to a new rate of five percent for the term of the Agreement, which begins July 1, 2012 and ends June 30, 2017; and

WHEREAS, the Lansing Board of Water and Light Board of Commissioners unanimously (8-0) approved the Agreement at their meeting held on Tuesday, May 22, 2012;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby approves the Agreement and the Mayor or Executive Assistant to

the Mayor are authorized to execute it after approval as to form by the City Attorney.

By Council Member Robinson

To place an affirmative roll on the resolution

By Council Member Washington

To amend the second WHEREAS "June 30," by striking "2017" and inserting "2013"

Motion failed by the following roll call vote:

Yeas: Council Members Jeffries, Quinney, Washington, Wood

Nays: Council Members Houghton, Robinson, Yorko

The question being the motion to place an affirmative roll on the resolution

Motion Carried (Council Members Jeffries and Washington voting nay)

RESOLUTION #2012-157

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission received a request from Saint Warmels, LLC dba Michigan's Midtown Beer Company, to Transfer Ownership of 2012 Class C Licensed Business with Entertainment Permit, Sunday Sales Permit (AM and PM), Outdoor Service (1 Area), Catering Permit and Specially Designated Merchant (SDM) Licensed Business from Sammy's Inc. (KLF Receivership Services, LLC); and Transfer location from 301 E. Jolly Rd., Lansing, MI 48910 to 402 S. Washington Sq., Lansing, MI 48933, Ingham County; and

WHEREAS, the Committee of the Whole met on June 25, 2012 to review the request with affirmative action taken;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the request from Saint Warmels, LLC dba Michigan's Midtown Beer Company, to Transfer Ownership of 2012 Class C Licensed Business with Entertainment Permit, Sunday Sales Permit (AM and PM), Outdoor Service (1 Area), Catering Permit and Specially Designated Merchant (SDM) Licensed Business from Sammy's Inc. (KLF Receivership Services, LLC); and Transfer location from 301 E. Jolly Rd., Lansing, MI 48910 to 402 S. Washington Sq., Lansing, MI 48933, Ingham County;

BE IT FURTHER RESOLVED, the City Clerk is requested to notify the Michigan Liquor Control Commission of the action taken.

By Council Member Robinson

Motion Carried

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND

PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Robinson that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

- Reports from City Officers, Boards and Commissions:

- a. Letters from the City Clerk submitting:

- i. Submitting a request from Saint Warmels, LLC dba Michigan's Midtown Beer Company, to Transfer Ownership of 2012 Class C Licensed Business with Entertainment Permit, Sunday Sales Permit (AM and PM), Outdoor Service (1 Area), Catering Permit and Specially Designated Merchant (SDM) Licensed Business from Sammy's Inc. (KLF Receivership Services, LLC); and Transfer location from 301 E. Jolly Rd. to 402 S. Washington Sq.

RECEIVED AND PLACED ON FILE

- ii. Minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

- b. Letter(s) from the Mayor re:

- i. Sale of Parking Lot #2 to Lansing Community College

RECEIVED AND PLACED ON FILE

- ii. P.P.E. 01-12; Application for Exemption of New Personal Property submitted by Niowave, Inc. for property located at 1012 N. Walnut St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- Communications and Petitions and Other City Related Matters:

- a. Letter from North Lansing Community Association regarding the Sale of the Comfort Station

REFERRED TO THE COMMITTEE OF THE WHOLE

- b. Letter from John Pollard of 1718 Blair St. submitting an alleged Charter violation

RECEIVED AND PLACED ON FILE

MOTION OF EXCUSED ABSENCE

By Council Member Houghton

To excuse Council Member Dunbar from tonight's proceedings

Motion Carried

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

L. W. Morrow of 517 S. Walnut St. spoke about a federal grant.

Michael Mercer of 4530 Sycamore St. in Delhi Twp. spoke about various city matters.

Kathi Raffone of 1221 Muskegon Ave. spoke about various city matters.

John Pollard of 1718 Blair St. spoke about various city matters.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

Russell Terry of 121 E. Mt. Hope Ave. spoke about various city matters.

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city matters.

Robert Ovalle of 2023 Park Ln., Delta Twp., spoke about various city matters.

ADJOURNED TIME 8:41 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JULY 2, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:04 p.m. by President Jeffries.

PRESENT: Council Members Houghton, Jeffries, Quinney, Washington, Wood

ABSENT: Council Member Dunbar (Arrived at 7:06 p.m.), Robinson (Arrived at 7:09 p.m.) and Yorko (Arrived at 7:10 p.m.)

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS**

Council Member Washington stated that the Allen Street Market would be closed on the 4th of July.

Council Member Dunbar arrived at the meeting at 7:06 p.m.

Council Member Quinney spoke about the Main Street Area Reunion Celebration.

City Clerk Swope spoke about the upcoming August 7, 2012 Primary Election.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunbar

To approve the printed Council Proceedings of June 4 and 11, 2012

Motion carried

Council Member Robinson arrived at the meeting at 7:09 p.m.

MAYOR'S COMMENTS

Council Member Yorko arrived at the meeting at 7:10 p.m.

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about the upcoming Independence Day celebrations, the Taste of Downtown event and Common Ground Music Festival. He also spoke about PPE-01-12 for Niowave, Inc.

Council Member Wood asked Randy Hannan if fireworks were included in the burning ban in effect and he stated that they are not included in the ban at this time.

Council Member Robinson spoke about fireworks hot spots on the south side and Randy Hannan stated that the Police Department will be monitoring the situation.

SPEAKER REGISTRATION FOR

PUBLIC COMMENT ON LEGISLATIVE MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings.

Mary Elaine Keener of 1027 Seymour Ave. stated concerns with PPE-01-12 for Niowave, Inc.

LEGISLATIVE MATTERS

CONSENT AGENDA

By Council Member Dunbar

To approve all items on the Consent Agenda.

Council Member Jeffries asked that item 2a be removed from the Consent Agenda.

The question being the motion to adopt the remaining items on the Consent Agenda

Motion Carried

RESOLUTION #2012-158

BY COUNCIL MEMBER TINA HOUGHTON
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Kathie Dunbar and husband Sam moved to Lansing in 1996. The Dunbars were drawn to older neighborhoods in walking distance of parks and stores. They decided to settle down in the Sagamore Hill Neighborhood in Southwest Lansing; and

WHEREAS, Kathie and Sam wanted their children to grow up in a neighborhood with a strong sense of community. To build relationships in her neighborhood, Kathie founded the Sagamore Hill Neighborhood Association (SHNA) in 1997. The Association was a success, bringing families who had lived in the neighborhood for over 40 years together for the first time. Since its beginning the Association has sponsored many other community events such as Christmas dinners, Easter Egg Hunts, Halloween Parades and beautification projects; and

WHEREAS, Kathie has continued to be an extremely active member of the community, volunteering and serving on the boards of many nonprofit and community organizations such as the Lansing Neighborhood Council, The South Lansing Business Association, and the Lansing Jaycees; and

WHEREAS, Kathie is currently the Vice-President of the Lansing City

Council and has served on the Personnel Committee, the Committee on Public Services, Committee on Ways and Means as well as the Capital Area Michigan Works. Kathie has also served on her children's PTA and coached T-ball and soccer through Lansing parks and Recreation; and

WHEREAS, Kathie has a Bachelor's Degree in Humanities Pre-Law (History and Philosophy of Law) from Michigan State University. Currently, Kathie is the Director of the South Lansing Community Development Association (SLCDA), a nonprofit organization she founded with local stake holders to improve economic opportunities and quality of life on Lansing's Southside;

NOW THEREFORE, BE IT RESOLVED, Lansing City Council congratulates Kathie Dunbar on receiving the 2012 South Lansing Business Associations Community Award. Thank you for all your work with the community through the South Lansing Community Development Association!

Adopted as part of the Consent Agenda

RESOLUTION #2012-159

BY COUNCIL MEMBER TINA HOUGHTON

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Brett Jay "BJ" Rycus was born and raised in Michigan and has resided in the Lansing area for 40 years. He attended East Lansing schools, and played four years of football and baseball at East Lansing High School. He went to Albion College, Lansing Community College, and graduated from MSU with a Bachelor's Degree in Education in 1992; and

WHEREAS, after college, BJ coached Varsity football at East Lansing High School, taught at-risk students at Waverly Middle School, coached Junior Varsity and Varsity football, and most recently coached football to sixth and seventh graders at Okemos Middle School; and

WHEREAS, in 1992, BJ married Jill Nasser, an elementary school teacher in Grand Ledge. In 1997, they were blessed with the birth of their daughter Isabelle Rose, now an 8th grader at Chippewa Middle School in Okemos. In 1996, BJ joined his parents, Ron and Lynn Rycus, at their retail flooring store on South Washington. After surviving a devastating fire on Thanksgiving 1997, Rycus Flooring moved to a temporary location on South Cedar and eventually made their present location on South Pennsylvania; and

WHEREAS, since 1990, Rycus Flooring has been a permanent retail establishment in South Lansing. BJ is now the Vice President of Rycus Flooring and a proud flooring expert. He also serves on the board of the Greater Lansing Home Builders and Remodelers' Association. He also served two years as president of the South Lansing Business Association and has been a board member since 2007; and

WHEREAS, this honor is especially meaningful to BJ since his father Ron received the award in 2005;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, congratulates Brett Jay (BJ) on being the proud recipient of the 2012 South Lansing Business Association's Business Person of the Year Award. We wish you continued success!

Adopted as part of the Consent Agenda

RESOLUTION #2012-160

BY COUNCIL MEMBER TINA HOUGHTON

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Art Lopes was born in Jackson, Michigan in 1943, the youngest of four children. He graduated from Jackson High School in 1963. In 1964, he married Sandy Neel and together they have three beautiful daughters, Tracy, Terri, and Tamie who have given them six grandchildren and one great granddaughter; and

WHEREAS, Mr. Lopes worked in the food service industry for 47 years, retiring from Brother's Restaurant Supply in 2006, although he continues to work part time for Elliott Food Equipment since 2007; and

WHEREAS, Art has been a member of the South Lansing Business Association for 30 years, serving as a board member for 12 of those years. In the early days, he worked on fundraising for the South Lansing Schools, helping with Bingo, Vegas nights, and concerts held at the old Lansing Center. He has also worked on committees for widening Cedar Street, South Lansing street cleanup efforts, and membership recruitment; and

WHEREAS, a member of the South Lansing Kiwanis Club since 1970, Art was elected President of the Club in 1973 and served as Secretary for eight of his twenty-five total years as a board member; and

WHEREAS, as a board member for the Kiwanis Club, he volunteered for many programs and events, including the Woldumar Birdseed Program, special Olympics Track and Field, Expectant Parents Organization Charity Auction, Kiwanis Peanut Sale, Delta Rock Family Days, Safety Patrol Picnic, Ele's Place 5K Run/Walk, Summer Parks and Recreation Kids Picnic, St. Vincent's Home Kiwanis Cookout, Delivery of dictionaries to 4th grade children in South Lansing, Children's Miracle Network for Sparrow Hospital, WKAR Auction, Salvation Army bell ringing, Lansing Food Bank, Food Movers, and preparing packaged meals for the Kids for Hunger Kiwanis Program; and

WHEREAS, Mr. Lopes also worked on the membership committee to charter the Delta Kiwanis Club and remains an honorary Charter Member attending weekly meetings; and

WHEREAS, Art has been a member of the Capital Professional Chefs and Cooks Association for 30 years and was honored with the 2012 President's Award. Additionally, he was a member of the Michigan Restaurant Association for 45 years and served on the State Board for 8 years, and is a 17-year volunteer with the Tri-County Office on Aging Meals on Wheels, delivering meals to seniors;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to congratulate Art Lopes on being the recipient of the South Lansing Business Association's 2012 Lifetime Achievement Award. Your extraordinary contributions to the City of Lansing and its residents are appreciated. Thank you for your kindness and generosity!

Adopted as part of the Consent Agenda

RESOLUTIONS

RESOLUTION #2012-161

BY THE PLANNING AND DEVELOPMENT COMMITTEE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
Setting a Public Hearing for a Personal Property Exemption

WHEREAS, pursuant to Public Act 328 of 1998, Niowave Inc., has made Application for Exemption of New Personal Property (PPE-01-12) for an area commonly known as 1012 N. Walnut Street which is contained within the Lansing Brownfield Redevelopment District, established by the Lansing City Council on August 18, 1997 pursuant to Public Act 381 of 1996, as amended, and

WHEREAS, prior to acting upon this request, the City desires to hold a public hearing on 's Application for Exemption of New Personal Property (PPE-01-12), to allow for all residents, taxpayers and other interested persons to appear and be heard;

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on July 23, 2012, on Niowave's application for New Personal Property Exemption on the following described property:

LOTS 4, 5, 6, 7, 8, 9, 10, 11 & 12 BLOCK 39 ORIG PLAT; commonly known as 1012 N. Walnut Street, Lansing, Michigan,

and, that the City Clerk cause to be published in a publication of general circulation, giving notice of such hearing, and that the City Clerk also shall notify the Lansing City Assessor and the legislative body of each taxing unit that levies ad valorem property taxes in the eligible local assessing district in which the eligible district is located. Before acting on the resolution, the Lansing City Council shall afford an opportunity for all residents, taxpayers of the City of Lansing, other interested persons, including but not limited to the City Assessor and representatives of the affected taxing units, to appear and be heard on the approval of a New Personal Property Exemption (PPE-01-12).

By Council Member Quinney

Motion Carried

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

- Reports from City Officers, Boards and Commissions:
 - a. Letter from the City Clerk submitting a Fireworks Display License Application submitted by Strictly FX, LLC for a public display of fireworks in the City of Lansing at Common Ground to be held on July 12, 2012.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- b. Letter(s) from the Mayor re:
 - i. Appointment of Vern Johnson to the Capital Area District Library Board for a City of Lansing Resident Term to Expire April 15, 2014

REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS

- ii. Appointment of Chad Gamble to the Local Development Finance Authority for a City of Lansing Representative Term to Expire June 30, 2015

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

REMARKS BY COUNCIL MEMBERS

Council Member Wood spoke about the treatment of seasonal workers.

Randy Hannan, Executive Assistant to Mayor Bernero, stated the administration's position regarding seasonal workers.

Council Member Washington asked about the city's equipment for lawn services and Randy Hannan stated that he would have to get back to her about that.

Council Member Quinney asked about the contracted company for lawn services and Randy Hannan stated that the company was from Metro Detroit.

Council Member Robinson spoke about the Old School Reunion.

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS:

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city matters.

Stan Shuck of 818 Cooper Ave. spoke about various city matters.

William Hubbell of 3916 Wedgewood Dr. said goodbye to the Lansing City Council.

Linda Fredenberg of 1530 Comfort St. spoke about various city matters.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

ADJOURNED TIME 7:43 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JULY 9, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries

PRESENT: Council Members Houghton, Jeffries, Quinney, Robinson, Washington, Wood

ABSENT: Council Members Dunbar (Arrived at 7:05 p.m.) and Yorko (Arrived at 7:05 p.m.)

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Robinson

To approve the printed Council Proceedings of June 18, 2012

Motion carried

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS**

Council Member Wood announced candidates' forums throughout the city.

Council Member Robinson announced the next 2nd Saturdays meeting for residents of the 3rd Ward.

Council Member Washington announced the Allen Street Market hours and events

Council Members Dunbar and Yorko arrived at the meeting at 7:05 p.m.

Council Member Houghton announced the Cavanaugh Neighborhood Association and Old Everett Neighborhood meetings. She had Men Making A Difference to announce their Youth Picnic.

City Clerk Swope stated that today is the last day to register to vote in the August 7, 2012 Primary Election. He also spoke about absentee ballots.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Mayor Bernero spoke about victims of gun violence, The Reutter Park Place Project and the Ionia-Ottawa-Butler apartment project.

Council Member Washington spoke about alleged personal attack comments by Mayor Bernero.

Council Member Wood asked Mayor Bernero for the Request for Proposals (RFP) for the Red Cedar Golf Park project.

Mayor Bernero stated that he did not make comments to which Council Member Washington referred. He also stated that the City Council would receive the RFP for the Red Cedar Golf Park project immediately.

Council Member Quinney addressed comments regarding development project and Mayor Bernero spoke about changing the process by which development projects are handled with the City Council.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

1. In consideration of SLU-3-2012; Vacant Property on W. Jolly Rd., a request by Bethel Seventh-Day Adventist Church for a special land use permit to construct a church on the vacant 2.99 acre property located on the north side of W. Jolly Rd. between S. Martin Luther King, Jr. Blvd. and Tressa Dr.

Council Member Quinney gave a brief overview of the Public Hearing.

John Pollard of 1718 Blair St. stated concerns with SLU-3-2012.

REFERRAL OF PUBLIC HEARINGS

1. In consideration of SLU-3-2012; Vacant Property on W. Jolly Rd., a request by Bethel Seventh-Day Adventist Church for a special land use permit to construct a church on the vacant 2.99 acre property located on the north side of W. Jolly Rd. between S. Martin Luther King, Jr. Blvd. and Tressa Dr.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

LEGISLATIVE MATTERS

CONSENT AGENDA

By Council Member Dunbar

To approve all items on the Consent Agenda.

Motion Carried

RESOLUTION #2012-162

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City Clerk has forwarded an application for a City License, which has been routinely processed without objection, and is ready for final action by this Council; and

WHEREAS, all required signatures have been obtained supporting the application for a fireworks display license;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the application for a City License as follows:

FIREWORKS DISPLAY LICENSE:

Strictly FX, LLC for a public display of fireworks in the City of Lansing at Common Ground to be held on July 12, 2012.

Adopted as part of the Consent Agenda

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

**REPORTS FROM CITY OFFICERS, BOARDS, AND
COMMISSIONS; COMMUNICATIONS AND
PETITIONS; AND OTHER CITY RELATED MATTERS**

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

- Communications and Petitions and Other City Related Matters:
 - a. Letter from Joyce Bowles of 220 E. Hillsdale St. regarding a tag monitoring fee for property located at 1011 S. Grand Ave.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

John Pollard of 1718 Blair St. spoke about various city matters.

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city matters.

Sarah Anthony of 500 W. Jolly Rd. spoke about various city matters.

Russell Terry of 121 E. Mt. Hope Ave. spoke about various city matters.

ADJOURNED TIME 7:37 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JULY 16, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries.

PRESENT: Council Members Dunbar, Jeffries, Washington, Wood

ABSENT: Council Members Houghton (Arrived at 7:01 p.m.), Quinney, Robinson (Arrived at 7:01 p.m.) and Yorke (Arrived at 7:00 p.m.)

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

Council Members Houghton and Robinson arrived at the meeting at 7:01 p.m.

By Council Member Dunbar

To approve the printed Council Proceedings of June 25 and July 2, 2012

Motion carried

CONSIDERATION OF LATE ITEMS

By Vice President Dunbar

To suspend City Council Rule #9 to allow for Consideration of Late Items

Motion carried

The following items were added to the agenda:

1. From Council Member Wood, Tri-County Office on Aging's Area Plan for Fiscal Year 2013

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS**

Council Member Wood announced the next Board of Police Commissioners' meeting, St. Stephen's Community Church's exercise class and an NAACP candidate's forum.

Council Member Houghton spoke about building a playground on S. Cedar St. and announced the next Forest View neighborhood meeting.

Council Member Robinson spoke about the recent 2nd Saturdays meeting for residents of the 3rd Ward, Men Making a Difference's picnic and the Clayborn-Mitchell Family Union. She announced 7th Annual Triad Senior Prom.

Council Member Washington spoke about Men Making a Difference's picnic.

Council Member Wood announced the Moores Park Carnival.

Council Member Yorke arrived at the meeting at 7:00 p.m.

City Clerk Swape spoke about the upcoming August 7, 2012 Primary Election and new voter identification cards being mailed to registered voters.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swape announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about the recent Common Ground Festival. He announced the next Mobile Food Pantry event, the Gridiron Institute Football Camp, Spartans Giving Back and Taking it to the Streets event, Lansing Community Connect and the Guns for Groceries event.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

- Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about George "Jesse" Taylor.

LEGISLATIVE MATTERS

RESCHEDULED

Tribute, in recognition of Marine Corp 51st Defense Battalion veteran and Lansing resident George "Jesse" Taylor receiving his Congressional Gold Medal of Honor

CONSENT AGENDA

By Council Member Dunbar

To approve all items on the Consent Agenda.

Council Member Robinson asked that item 1b be removed from the Consent Agenda.

There were no items remaining on the Consent Agenda for approval.

RESOLUTIONS

RESOLUTION #2012-163

BY COUNCIL MEMBER DERRICK QUINNEY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Clayborn and Mitchell families were from the same small community, attended the same schools and African Methodist Episcopal Church, which was the only church in Springhill Community, nine miles west of Arkadelphia, Arkansas; and

WHEREAS, from these two families blossomed into one truly blessed love whose history is rich with remarkable stories of triumph, fellowship, generosity, and unity; and

WHEREAS, two days before the winter of 1902, John Henry Clayborn, the first grandchild of Ben and Mary Clayborn married Lula Mitchell, the fourth child of Thomas and Amazon Mitchell, forever linking the families; and

WHEREAS, furthering the bond between the two families, another Clayborn-Mitchell union blossomed when John Henry's sister, Mary Clayborn married William Henry Mitchell, Lula's brother; and

WHEREAS, the Clayborn's have always been steadfast in their faith, hard-working, coupled with an aptitude for math; and

WHEREAS, the Mitchell family's foundation has been deeply rooted in two principles: spirituality and education, creativity and an unwavering faith in God; and

WHEREAS, on July 13, 2012 the Clayborn-Mitchell family are hosting their 13th Bi-annual Family Reunion to share with close friends the joy that their family has known together;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to commemorate this day, July 13, 2012, celebrating "Two Families, One Love" by extending its gratitude for their immeasurable family contributions through community service, for which each family member has given their own special touch.

By Council Member Robinson

Motion Carried

RESOLUTION #2012-164

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, it is proposed that a claim be resolved by virtue of entering into a settlement agreement with claimant WC05001565, in which, the City of Lansing would agree to pay Plaintiff the sum of One Hundred Seventy Five Thousand Dollars (\$175,000.00) in exchange for a complete redemption and release of the City from any past, present, and future liability regarding any alleged injuries/illnesses whatsoever;

WHEREAS, the proposed settlement is recommended by the Mayor, the Department of Human Resources, the City of Lansing's Fund Administrator, and the City Attorney;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby approve payment of One Hundred Seventy Five Thousand Dollars (\$175,000.00) pursuant to said proposed settlement agreement as a full and final settlement of said action.

BE IT FINALLY RESOLVED that the Law Department is authorized to prepare and execute the requisite documents to complete settlement of the aforementioned lawsuit.

By Council Member Robinson

Motion Carried

SPEAKER REGISTRATION FOR

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

Reports from City Officers, Boards and Commissions:

a. Letters from the City Clerk:

- i. Submitting a request from Secrets Nightclub, LLC to Transfer Ownership of 2012 Class C Licensed Business with Dance-Entertainment Permit and Sunday Sales Permit (PM) located at 224 S. Washington Sq. from Tom's Entertainments, Inc.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- ii. Providing notice of the placement on file of Minutes of Boards and Authorities

RECEIVED AND PLACED ON FILE

Communications and Petitions, and Other City Related Matters:

- a. Tri-County Office on Aging's Area Plan for Fiscal Year 2013

*SUSPENSION ITEM – REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS

MOTION OF EXCUSED ABSENCE

By Council Member Houghton

To excuse Council Member Quinney from tonight's proceedings

Motion Carried

REMARKS BY COUNCIL MEMBERS

Council Member Wood spoke about citizens' concerns about fireworks.

President Jeffries spoke about the payroll giveback for City Council Members.

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS:

Kenneth McMullen, no address given, spoke about homelessness.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Mary Elaine Kiener of 1027 Seymour Ave. stated concerns with Niowave, Inc.'s new building and PPE-01-12 for Niowave, Inc.

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city matters.

Russell Terry of 121 E. Mt. Hope Ave. spoke about various city matters.

John Pollard of 1718 Blair St. spoke about various city matters.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

Dwight Washington of Lansing spoke about the Red Cedar Park project.

Andrew Brewer of 2920 Mersey Ln. spoke about the Men Making a Difference Picnic.

Richard Lott of 1107 N. Capitol Ave. stated concerns with PPE-01-12 for Niowave, Inc.

Julia Tubbs-Lott of 1107 N. Capitol Ave. stated concerns with PPE-01-12 for Niowave, Inc.

Dale Schrader of 226 W. Maple St. stated concerns with PPE-01-12 for Niowave, Inc.

Paul des Lauriers of 923 Seymour Ave. stated concerns with Niowave, Inc.'s new building.

Brad Deacon of 927 Seymour Ave. stated concerns with Niowave, Inc.'s new building.

L. W. Morrow of 517 S. Walnut St. spoke about a letter from the White House.

Willy Williams of P.O. Box 11042 spoke about various city matters.

Harold Leeman, Jr. of 435 N. Francis Ave. spoke about the Reutter Park project and replays of City Council meetings.

ADJOURNED TIME 8:13 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JULY 23, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries

PRESENT: Council Members Houghton, Jeffries, Quinney, Washington, Wood

ABSENT: Council Members Dunbar, Robinson (Arrived at 7:09 p.m.) and Yorko

Council Member Quinney asked people to remember Ray Potter, who recently passed away, and the Aurora, CO shooting victims during the moment of Meditation. The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Quinney

To approve the printed Council Proceedings of July 9, 2012

Motion carried

SPECIAL CEREMONIES

Special Ceremonies

1. Tribute; In recognition of Marine Corps 51st Defense Battalion veteran and Lansing resident George "Jesse" Taylor receiving his Congressional Gold Medal of Honor

Council Member Quinney spoke about his history with his father-in-law, George "Jesse" Taylor.

Chief Deputy City Clerk Reeves read the following resolution:

RESOLUTION #2012-165

BY COUNCIL MEMBER DERRICK QUINNEY

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, in a time of racially charged distinctions both socially and culturally, George "Jesse" Taylor served in the United States Marine Corps in 1942, President Franklin Roosevelt ordered the acceptance of blacks into the Marine Corps. Only a year later, George Taylor was drafted at the age of 18; and

WHEREAS, racial divisions pervaded the country and shaped societal views, they also extended to the military. Taylor, who was originally from a segregated city in the north, was recruited into a similarly segregated military base in the south; and

WHEREAS, the only whites in Montford Point, Taylor's military base and part of Camp Lejeune in North Carolina, were the officers; all others were black. Furthermore, men were trained separately based on race, stripping them of a sense of camaraderie and denying them the traditional sense of belonging to the Marine Corps; and

WHEREAS, while serving in the Marine Corps, Taylor noted the degree of personal growth he underwent. Entering into the military already thinking he was a man, Taylor stood up for himself, constantly refusing to accept racial indignities; this made him stronger and more of a man than when he entered. Taylor, like others, persevered and instigated a social awakening, resulting in increased equality and opportunity in the Marine Corps; and

WHEREAS, George "Jesse" Taylor, veteran of the Marine Corps 51st Defense Battalion, will receive the Congressional Gold Medal of Honor, along with approximately 400 other surviving members of the Montford Point Marines, for his service and determination. The Congressional Gold Medal is the nation's highest congressional civilian honor;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, commends George "Jesse" Taylor for his perseverance and congratulates him on the tremendous achievement having bestowed upon him the Congressional Medal of Honor.

By Council Member Quinney

Motion Carried

Randy Hannan, Executive Assistant to Mayor Bernero, read parts of a Mayoral proclamation.

Council Member Robinson arrived at the meeting at 7:09 p.m.

Tony Baltimore of Congressman Mike Rogers' office, presented George "Jesse" Taylor with a congressional tribute as well as the Congressional Gold Medal of Honor.

George "Jesse" Taylor spoke about his Lansing area fellow Marines and his time in service to the United States.

COUNCIL MEMBERS' COMMENTS AND CITY CLERK'S ANNOUNCEMENTS

Council Member Wood announced the Women's Council of the UAW spaghetti dinner and Ingham County Trial and Elder Law's 7th Annual Senior Prom.

Council Member Washington spoke about the Allen Street Farmers' Market and announced Allen Neighborhood Center's Women's Health Picnic and a restoration workshop, as well as Village Summit's children's backpack project.

Council Member Quinney stated that the public hearing for P.P.E. 01-12; Application for Exemption of New Personal Property submitted by Niowave, Inc. for property located at 1012 N. Walnut St. will not be held this evening because the application has been rescinded at the request of the applicant.

City Clerk Swope stated that all City of Lansing electors have been sent new voter I.D. cards. He also spoke about the August 7, 2012 State Primary Election.

COMMUNITY EVENT ANNOUNCEMENTS

Lynn Martinez announced a fundraiser for Village Summit.

Rhonda Meyers announced the Clean Fun Social Club fundraiser.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about the recent Mobile Food Pantry.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings.

Kathi Raffone of 1221 Muskegon Ave. stated concerns about the publishing of information related to Tri-County Office on Aging's Area Plan for Fiscal Year 2013.

John Pollard of 1718 Blair St. stated concerns about the publishing of information related to Tri-County Office on Aging's Area Plan for Fiscal Year 2013.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. stated concerns about the publishing of information related to Tri-County Office on Aging's Area Plan for Fiscal Year 2013.

LEGISLATIVE MATTERS

CONSENT AGENDA

By Council Member Robinson

To approve all items on the Consent Agenda.

Council Member Wood asked that item 2a be removed from the Consent Agenda.

There were no items remaining on the Consent Agenda for approval.

RESOLUTIONS

RESOLUTION #2012-166

BY THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Tri-County Aging Consortium, known as Tri-County Office on Aging, produced the Area Plan Fiscal Year 2013 as required by the Older Americans Act and the Older Michiganians Act; and

WHEREAS, the Committee on Intergovernmental reviewed the Tri-County Office on Aging's Area Plan Fiscal Year 2013 on Monday, July 23, 2012;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, approves the Tri-County Office on Aging's Area Plan Fiscal Year 2013.

By Council Member Washington

Motion Carried

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

**REPORTS FROM CITY OFFICERS, BOARDS, AND
COMMISSIONS; COMMUNICATIONS AND
PETITIONS; AND OTHER CITY RELATED MATTERS**

By Council Member Robinson that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

• Reports from City Officers, Boards and Commissions:

a. Letter(s) from the Mayor re:

i. South Street, LLC Project Plan – Energy Efficiency
Loan for product and equipment purchases

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND
PLANNING

ii. Grant Acceptance and Transfer of Funds; FEMA
Assistance to Fire Fighters Grant (AFG)

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE
INTERNAL AUDITOR

iii. Z-4-12; 315 E. Jolly Road, a request from Americo
Real Estate Company to rezone the property at 315
E. Jolly Rd. from "F" Commercial District to "G-2"
Wholesale District to permit the expansion of the
adjoining U-Haul business to the north at 5020 S.
Cedar St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND
PLANNING

• Communications and Petitions, and Other City Related Matters:

a. Letter from AT&T Michigan submitting a copy of its Fifth Annual
Video Report

RECEIVED AND PLACED ON FILE

b. Letter from John Pollard of 1718 Blair St. submitting copies of
attendance records for City Council members, the Mayor, City
Clerk, City Attorney and Executive Assistant to the Mayor for
26 City Council meetings and 19 Committee of the
Whole/Budget Hearings for the period of January 5, 2012
through June 30, 2012

RECEIVED AND PLACED ON FILE

* P.P.E. 01-12; Application for Exemption of New Personal Property
submitted by Niowave, Inc. for property located at 1012 N. Walnut St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

to Amend be referred to the Committee of the Whole and Council President Jeffries referred it there.

MOTION OF EXCUSED ABSENCE

By Council Member Houghton

To excuse Council Members Dunbar and Yorko from tonight's proceedings

Motion Carried

ADJOURNED TIME 8:42 P.M.

CHRIS SWOPE, CITY CLERK

REMARKS BY COUNCIL MEMBERS

Council Member Houghton announced a cleanup along S. Cedar St.

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS:

Roman Collins of 609 Dayle Rd. in Laingsburg spoke about Lansing Move to Amend's proposed resolution.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Stan Shuck of 818 Cooper Ave. spoke about various city matters.

Robert Ovalle of 2023 Park Ln., Delhi Twp., spoke about various city matters.

Kenneth McMullin, no address given, spoke about various city matters.

Paul des Lauriers of 923 Seymour Av. Spoke about zoning.

John Pollard of 1718 Blair St. spoke about various city matters.

Penn Gardner of 1035 Seymour Ave. spoke about Niowave, Inc.'s "pole barn."

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city matters.

Mary Elaine Kiener of 1027 Seymour Ave. spoke about Niowave, Inc.'s "pole barn."

Dwight Washington, no address given, spoke about the Red Cedar project.

Wanda Stokes of 3517 Autumnwood Ln. Okemos, spoke about various city matters.

John Boise, no address given, spoke about various city matters.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

Willy Williams of P.O. Box 11042 spoke about various city matters.

Richard Taber of Lincoln Ave. spoke about the medical marihuana ordinance.

Kathi Raffone of 1221 Muskegon Ave. spoke about ballot proposals.

L.W. Morrow of 517 S. Walnut St. spoke about various city matters.

Wendell Hill of 327 W. Kilborn St. spoke about Niowave, Inc.

Council Member Washington asked that the request from Lansing Move



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JULY 30, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:02 p.m. by President Jeffries

PRESENT: Council Members Dunkar, Houghton, Jeffries, Quinney, Robinson, Washington, Wood, Yorko

ABSENT: None

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunkar

To approve the printed Council Proceedings of July 16, 2012

Motion carried

SPECIAL CEREMONIES

• Special Ceremonies

1. Tribute; In recognition of the Capital City African American Parade and Family Heritage Festival

Council Member Wood spoke about the Capital City African American Parade and Family Heritage Festival.

City Clerk Swope read the following resolution:

RESOLUTION #2012-167

BY COUNCIL MEMBER CAROL WOOD

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, in September 1999, several dedicated individuals from the Lansing area formed the Capital City African American Cultural Association, Inc.; and

WHEREAS, this group was formed for the purpose of providing educational and recreational opportunities for mid-Michigan citizens to experience African American arts, culture, and history; and

WHEREAS, the Capital City African American Cultural Association is a Michigan non-profit corporation that is continuing to grow, promote, and coordinate African American arts and culture in the area; and

WHEREAS, the Association has planned its 12th Annual African American Parade scheduled for Saturday, August 4, 2012 at 11:00 a.m. in downtown Lansing followed by the Heritage Festival. This major extravaganza is expected to draw thousands of spectators to downtown Lansing; and

WHEREAS, in commemoration of the 12th Annual African American Parade and Family Heritage, the Capital City African American Cultural Association will be honoring the life of the late Wilson Caldwell, who was

a founding member of the Association. Wilson served the community as a courageous voice for social justice in Lansing; and

WHEREAS, Wilson Caldwell was president of the National Association for the Advancement of Colored People (NAACP) at a critical time and helped so many people seeking justice and fairness in the community; and

WHEREAS, each year, the Capital City African American Cultural Association showcases the mid-Michigan African American community with a parade and festival featuring marching bands, floats, food, vendors, musical acts, dancing, and much more. It's a day-long family-focused event, uplifting celebration for all of mid-Michigan to share;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby wishes the Capital City African American Cultural Association tremendous success and good weather for its 12th Annual African American Parade and Festival.

By Council Member Wood

To place an affirmative roll on the resolution

By Council Member Wood

To Amend the 4th WHEREAS clause following "August" by striking "14, 2010" and inserting "4, 2012"

Motion Carried

The question being the motion to place an affirmative roll on the resolution

Motion Carried

Larry Leatherwood spoke about Wilson Caldwell and Dorothy Wilson.

DeLois Caldwell spoke about her late husband Wilson Caldwell and about the festival activities.

Larry Leatherwood invited the community to the festival.

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS**

Council Member Washington announced the next North Town and ENO neighborhood meetings, The Allen Street Market and her meeting for the 1st Ward.

Council Member Wood announced Genesee Neighborhood Association's ice cream social and the Love and Basketball event.

President Jeffries announced St. Casimir Catholic Parrish's 5k Run/Walk and Corn Roast events.

Council Member Quinney announced the Jazz Fest in Old Town.

City Clerk Swope spoke about the upcoming August 8, 2012 State Primary Election.

SPEAKER REGISTRATION FOR

PUBLIC COMMENT ON LEGISLATIVE MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about Jazz Fest. He stated that the Lansing Lugnuts have the best record in all of baseball. He also spoke about proposals on the August 8, 2012 State Primary Election ballot.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings.

John Pollard of 1718 Blair St. stated concerns with the FEMA Assistance to Fire Fighters Grant and SLU-3-2012 and spoke in opposition to South Street, LLC Project Plan – Energy Efficiency Loan for product and equipment purchases.

Kathi Raffone of 1221 Muskegon Ave. stated concerns with the FEMA Assistance to Fire Fighters Grant and SLU-3-2012 and spoke in opposition to South Street, LLC Project Plan – Energy Efficiency Loan for product and equipment purchases.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. stated concerns with the FEMA Assistance to Fire Fighters Grant and SLU-3-2012 and spoke in opposition to South Street, LLC Project Plan – Energy Efficiency Loan for product and equipment purchases.

LEGISLATIVE MATTERS

CONSENT AGENDA

By Council Member Dunbar

To approve all items on the Consent Agenda.

Council Member Wood asked that items 1b, 2a, 2b, 3a and 3b be removed from the Consent Agenda.

There were no items remaining on the Consent Agenda for approval.

RESOLUTIONS

RESOLUTION #2012-168

BY COUNCIL MEMBER CAROL WOOD
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Bishop Neal Roberson is a passionate orator and biblical teacher who desires to be a living epistle glorifying our Lord and Savior Jesus Christ both in word and in deed; he is praised for his inventive presentations in music, and respected for his down-to-earth persona; and

WHEREAS, raised in Milwaukee, Wisconsin, he accepted his call to ministry in June 1990, under the leadership of Pastor L.W. Bolton, Jr. and by 1995 was ordained by Bishop R.J. Burt, Pastor of Greater New Birth

Church and Presiding Bishop of the Grace International Fellowship, Inc. also in Milwaukee; and

WHEREAS, Bishop Roberson studied at Milwaukee Theological Institute, Milwaukee Area Technical College, and Wisconsin Conservatory of Music Theory, and earned his Honorary Doctorate of Divinity Degree from Logos Christian College and Graduate Schools of Jacksonville, Florida in 2003; and

WHEREAS, his unique ministry of encouragement preaching and deliverance has afforded him the opportunity to minister throughout the United States, gaining a wide range of popularity and respect from many prominent pastors, and to reflect a spirit of excellence in his ministry; and

WHEREAS, Bishop Roberson is also an accomplished musician, formerly featured on Blackberry Records as a Gospel Recording Artist, and a newly realized comedian. He credits the shaping of his musical talents to his parents, Bishop Joe and Eliza Roberson. As the new owner of Central South's newly founded Broken Chains Entertainment, he released his debut project titled "Lord I Thank You" in April 2010. It will have you clapping your hands and tapping your toes; and

WHEREAS, during the hurricane Katrina tragedies, his song "Press My Way Through" became an anthem and it encouraged and helped heal the many victims of the hurricane; and Bishop Roberson's newest CD being released is "Back 2 Basics"; and

WHEREAS, Bishop Roberson, his wife Rhonda Roberson and Family are embarking on a new journey, the Bishop having accepted a position at Macedonia Missionary Baptist Church in Flint, Michigan where he will continue his work; and

WHEREAS, friends and family gather at Ebenezer Baptist Church in musical celebration to honor Bishop Neal and Co-Pastor Rhonda Roberson and family on Saturday, July 28, 2012.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to congratulate Bishop Neal Roberson and family on this new chapter in their lives. May the Lord bless and keep you always!

By Council Member Wood

Motion Carried

RESOLUTION #2012-169

BY THE COMMITTEE OF DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

SLU-3-2012
Church in the "A" Residential District
1400 Block, W. Jolly Road

WHEREAS, the applicant, Bethel Seventh-Day Adventist Church has requested a Special Land Use permit (SLU-3-2012) to construct a church on the vacant 2.99 acre property located on the north side of W. Jolly Road between S. ML King Blvd. and Tressa Drive; and

WHEREAS, the property is zoned "A" Residential District, where churches are permitted subject to obtaining a special land use permit; and

WHEREAS, a review was completed by staff evaluating the character, location and impact this proposal would have on the surrounding area and the impact on the environment, utilities, services and compliance with the Zoning Code and objectives of the Comprehensive Plan; and

WHEREAS, the Planning Board held a public hearing on April 3, 2012, at which five representatives of the church spoke in favor of the request and six area residents expressed concerns about storm water drainage problems in the area; and

WHEREAS, the Planning Board, at its April 17, 2012 meeting, voted (5-0)

to recommend approval of SLU-3-2012 to permit a church with related site improvements on the vacant 2.99 acre property located on the north side of W. Jolly Road between S. ML King Blvd. and Tressa Drive, with the following conditions:

The applicant will agree, in writing, that it will not object to the issuance of liquor licenses in the area; and

The seating capacity of the church is limited by the amount of parking that can be accommodated on-site or by lease within 300 feet of the site.

1. Adequate screening and buffering will be installed to prevent vehicle headlights from glaring into the neighboring residential homes.

WHEREAS, the City Council held a public hearing regarding SLU-3-2012 on May 21, 2012; and

WHEREAS, the Committee on Development and Planning has reviewed the report and recommendation of the Planning Board and concurs therewith; and

NOW THEREFORE BE IT RESOLVED that the Lansing City Council hereby approves SLU-3-2012 to construct a church on the vacant 2.99 acre property located on the north side of W. Jolly Road between S. ML King Blvd. and Tressa Drive with the following conditions:

1. The applicant will agree, in writing, that it will not object to the issuance of liquor licenses in the area; and
2. The seating capacity of the church is limited by the amount of parking that can be accommodated on-site or by lease within 300 feet of the site.
3. Adequate screening and buffering will be installed to prevent vehicle headlights from glaring into the neighboring residential homes.

BE IT FURTHER RESOLVED that this Special Land Use permit shall remain in effect only so long as the petitioner fully complies with this resolution, and if the petitioner fails to comply, the Special Land Use permit may be terminated by City Council Resolution.

BE IT FINALLY RESOLVED that in granting this request, the City Council determines the following:

1. The proposed church is compatible with the essential character of the surrounding area, as designed.
2. The proposed church will not change the essential character of the surrounding area.
3. The proposed church will not interfere with the general enjoyment of adjacent properties.
4. The proposed church will not impact adjacent properties as it will not be detrimental to the use or character of the property under consideration.
5. The proposed church will not impact the health, safety and welfare of persons or property in the surrounding area.
6. The proposed church can be adequately served by essential public facilities and services.
7. The proposed church will not place any demands on public services and facilities in excess of current capacities.
8. The proposed church is consistent with the intent and purposes of the Zoning Code and the Southwest Area Comprehensive

plan.

9. The proposed church will comply with the requirements of the "A" Residential District.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-170

BY THE DEVELOPMENT AND PLANNING COMMITTEE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
RESOLUTION TO SET A PUBLIC HEARING
South Street, LLC – Energy Efficiency Equipment Purchase

WHEREAS, South Street, LLC has made application with the Lansing Economic Development Corporation (LEDC) for a business financing assistance loan for an energy equipment purchase proposed to be located at 701 South Street in REO Town, City of Lansing (the Project); and

WHEREAS, in an effort to stimulate the creation and retention of jobs, save energy, increase energy generation from renewable energy and reduce greenhouse gas emission on properties within the City of Lansing, the LEDC and Mayor Bernero's Go Green! Initiative Office has partnered to create an Energy Efficiency Revolving Loan Program and finds the Project to be within the LEDC's mission to facilitate the growth of economic activity within the City of Lansing; and

WHEREAS, the Energy Efficiency Revolving Loan Program will utilize funds secured from the U.S. Department of Energy to assist in financing the Project; and

WHEREAS, the LEDC Board of Directors, in conformity with Public Act 338 of 1974, as amended (the "Act"), has approved the Project Plan, including a Project Area and Project District Area for the Project; and

WHEREAS, Section 8 of the Act requires that before the LEDC acquires an interest in property or incurs obligations for a specific project, the corporation shall prepare a project plan, conduct a public hearing on the matter and secure the approval of the City Council; and

WHEREAS, at such hearing, the City Council shall provide an opportunity for all interested persons to be heard on the matter.

NOW, THEREFORE, BE IT RESOLVED BY THE LANSING CITY COUNCIL AS FOLLOWS:

1. The following Project Area, as designated by the LEDC, is hereby certified as approved:

Legal Description of Project Area

Lot 8, Assessor's Plat No. 26, City of Lansing, Ingham County, Michigan

The property identification number is: 33-01-01-22-151-111

The property is commonly known as 701 E. South Street, Lansing, MI

2. The territory surrounding said designated Project Area will not be significantly affected by the Project and, therefore, a Project District Area is hereby established having the same description as the Project Area herein certified as approved.
3. The Lansing City Council hereby advises and confirms to the appointment by the Mayor of Julian Darden and Paul Holland as additional directors to the Board of Directors of the LEDC solely for this project, pursuant to Section 4(2) of the Act, said

persons being representative of neighborhood residents and business interests likely to be affected by the Project.

4. A public hearing upon the Project Plan for such Project shall be held at 7:00 p.m., on the 13th day of August, 2012, in the City Council Chambers, 10th Floor, Lansing City Hall, Lansing, Michigan. At such hearing, the City Council shall provide an opportunity for interested persons to be heard and shall receive and consider communications in writing with reference to the hearing. The hearing shall provide the fullest opportunity for the expression of opinion, for argument on the merits, and for introduction of documentary evidence pertinent to the Project Plan. The governing body shall make and preserve a record of the public hearing, including all data presented thereat.
5. The Lansing Economic Development Corporation has a proposed loan in the amount of \$207,000 for this project.
6. The City Clerk shall provide notice of the time and place of the hearing given by publication once in a newspaper of general circulation designated by the municipality, not less than 10 days before the date set for the hearing.

The City Clerk shall forward three (3) certified copies of this Resolution to the Lansing Economic Development Corporation.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-171

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission received a request from Los Tres Amigos Downtown Lansing, LLC for a new Class C Licensed Business and Specially Designated Merchant (SDM) Licensed Business issued pursuant to MCL 436.1521a(1)(b) located in the Principal Shopping District for property located at 107 E. Allegan St., Lansing, MI 48933, Ingham County; and

WHEREAS, the Committee on General Services met on July 24, 2012 with affirmative action taken; and

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the request from Los Tres Amigos Downtown Lansing, LLC for a new Class C Licensed Business and Specially Designated Merchant (SDM) Licensed Business issued pursuant to MCL 436.1521a(1)(b) located in the Principal Shopping District for property located at 107 E. Allegan St., Lansing, MI 48933, Ingham County;

BE IT FURTHER RESOLVED that the Lansing City Council, rescinds resolution 2012-124 and requests that the City Clerk notify the Michigan Liquor Control Commission of the action taken.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-172

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Robert Young sought to eliminate special assessment of \$1,051.00 for Trash Removal and Tag Monitoring Fees and all associated penalties and interest on the property tax bill of 3002 Turner Street, Lansing, Michigan 48906; and

WHEREAS, the Committee on General Services met on July 24, 2012 to review the claim;

NOW, THEREFORE, BE IT RESOLVED that the City Council, hereby, denies the claim filed by Robert Young of \$1,051.00 for special assessment on Trash Removal and Tag Monitoring Fees and all associated penalties and interest on the property tax bill of 3002 Turner St., Lansing, Michigan 48906;

BE IT FURTHER RESOLVED that no further action is required by the City Attorney for processing this claim.

By Council Member Houghton

Motion Carried

ORDINANCES FOR INTRODUCTION

Council Member Quinney, Chair of the Committee on Development and Planning introduced:

An Ordinance of the City of Lansing providing for the rezoning of a parcel of real property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the Code of Ordinances.

Property identified as: Z-4-12; 315 E. Jolly Rd., Rezoning from "F" Commercial District to "G-2" Wholesale District

The Ordinance was read by its title for a first time and referred to the Committee on Development and Planning

RESOLUTION #2012-173

BY THE COMMITTEE ON DEVELOPMENT & PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, August 20, 2012, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

Z-4-2012, 315 E. Jolly Road, Rezoning from "F" Commercial District to "G-2" Wholesale District.

By Council Member Quinney

Motion Carried

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

Reports from City Officers, Boards and Commissions:

- a. Letter(s) from the Mayor re:

- i. Recommended denial of Z-3-12-5133 Balzer St., a request from Shannon Wiggins and Mohamad Abduljaber to rezone the property at 5133 Balzer St. from "A" Residential District to "DM-1" Residential District for two single family homes

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- ii. Budget Amendment; Lowering the LPD Gymnasium Rental Fee from \$50 per hour to \$25 per hour

REFERRED TO THE COMMITTEE OF THE WHOLE

- iii. Budget Amendment; Code Compliance Seasonal Premises Inspectors

REFERRED TO THE COMMITTEE OF THE WHOLE

• Communications and Petitions and Other City Related Matters:

- a. Letter from Ingham County/City of Lansing Community Corrections requesting City Council approval of the 2012-2013 Annual Funding Application

REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS

- b. Community Funding Reporting Statement from Lutheran Social Services of Michigan for its participation in World Day at Hunter Park on June 9, 2012

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- c. Letter from Genesee Neighborhood Association and Watch 120 regarding the Ottawa Block property

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- d. Letter from Lansing Move to Amend regarding corporate personhood

REFERRED TO THE COMMITTEE OF THE WHOLE

- e. Letter from Fair Share Coalition of Lansing submitting a copy an Internal Auditor's report

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- f. Letter from John Pollard regarding meeting attendance

RECEIVED AND PLACED ON FILE

REMARKS BY COUNCIL MEMBERS

Council Member Washington asked the administration for reports on mowing equipment and a racial breakdown of city employees, as well as to look into a matter regarding a tree falling into a resident's yard.

Council Member Yorko spoke about setting fireworks off after 10 p.m. being in violation of the noise ordinance.

Council Member Wood stated that the Public Safety Committee is working on the fireworks issue.

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS:

Stan Shuck of 818 Cooper Ave. spoke about various city matters.

James Allen of 500 S. Pine St. spoke about various city matters.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Penny Gardner of 1035 Seymour Ave. spoke about Niowave, Inc.'s "pole barn."

Rina Risper of 503 W. Grand River Ave. spoke about Niowave, Inc.'s "pole barn."

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

Willy Williams of P.O. Box 11042 spoke about various city matters.

Kathi Raffone of 1221 Muskegon Ave. spoke about election issues.

Richard Taber of 524 Lincoln Ave. spoke about a property dispute.

Russell Terry of 121 E. Mt. Hope Ave. spoke about energy efficiency.

L.W. Morrow of 517 S. Walnut St. spoke about ways and means.

ADJOURNED TIME 8:22 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF AUGUST 6, 2012**

COMMUNITY EVENT ANNOUNCEMENTS

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries

PRESENT: Council Members Dunkar, Houghton, Jeffries, Quinney, Robinson, Washington, Wood, Yorko

ABSENT: None

Council Member Wood asked people to remember those who lost their lives in the Sikh tragedy, during the moment of Meditation. The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunkar

To approve the printed Council Proceedings of July 23, 2012

Motion carried

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS:**

Council Member Washington asked the administration for trash bins in Walsh Park be emptied, a racial breakdown of City employees and an equipment depreciation schedule.

Council Member Houghton announced the next Old Everett neighborhood safety meeting

Vice President Dunkar spoke about the South Lansing Farmers' Market.

Council Member Wood announced the Genesee Neighborhood Association's ice cream social and the Colonial Village neighborhood picnic

Council Member Quinney asked the administration about the casino land contract extension.

Council Member Robinson announced the next 2nd Saturday meeting for residents of the 3rd Ward and the 3rd Annual Stuart Dunning's Golf Classic.

Council Member Yorko spoke about Jazz Fest and the African American festival and parade. She announced a south Lansing neighborhood extravaganza and the Riverside Neighborhood Night Out event.

Council Member Robinson spoke about a National Pan-Hellenic event at the African American festival.

President Jeffries spoke about the St. Casimir running event and corn roast. He wished his wife a happy anniversary.

City Clerk Swope spoke about tomorrow's election.

Claude Beavers announced the Colonial Village Picnic.

Darnell E. Oldham, Sr. announced Faith United Methodist Church's pancake breakfast.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about Jazz Fest, a conference on the future of former General Motors' sites and Election Day. He announced the final Concert in the Park.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

- Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings.

John Pollard of 1718 Blair St. spoke in opposition to community funding.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. stated concerns with the sidewalk project on Waverly Rd.

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #2012-175

BY COUNCIL MEMBER CAROL WOOD

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Bill Byrnes was born and raised in Lansing, Michigan, where he attended Harry Hill High School, Lansing Community College, and Michigan State University, where he earned his Bachelor of Science Degree in Criminal Justice; and

WHEREAS, Bill Byrnes was hired by the Lansing Police Department May 26, 1987 as an officer and quickly became well known and liked by neighborhood leaders and residents in his patrol areas for his kind spirit and dedication to the community; and

WHEREAS, throughout his career, he remained loyal to Lansing's residents and neighborhoods, often attending neighborhood meetings on his own time to help resolve recurring issues and ensure that the Lansing

Police Department remained aware of issues; and

WHEREAS, Officer Byrnes held a number of assignments, including a member of the START Officers and SGT (Tactical Team), Field Training Officer, Special OPS Officer (Narcotics Division), the Honor Guard and a Radar Instructor; and

WHEREAS, by 1999, Officer Byrnes was promoted twice, first in June as Detective, and in October as Sergeant, where his duties changed on the force, but his loyalty and resolve to see Lansing's neighborhoods thrive did not; and

WHEREAS, in his spare time, Sergeant Byrnes loves to travel, remodel homes, and collect antique cars; and

WHEREAS, he regularly volunteers with the Old Everett Neighborhood Association to assist seniors with yard work, and the Baker Donora Focus Center on events like the annual Baker Donora Extreme Makeover; and

WHEREAS, Sergeant Byrnes is praised for having strong morals and ethics, always willing to help others and for that is cited as a "True Police Officer" by those who know him;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to congratulate Bill Byrnes on his retirement from the Lansing Police Department. Thank you for your dedication and service to the City of Lansing. Your efforts have exceeded the duties of an officer and for that we express our deepest appreciation to you for keeping Lansing safe all these years.

By Council Member Wood

Motion Carried

RESOLUTION #2012-176

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Bluebell Park Neighborhood Watch has requested \$250.00 to defray costs associated with the Bluebell Park Neighborhood Watch Annual Picnic to be held on August 14, 2012; and

WHEREAS, the Committee on General Services met on July 24, 2012 and reviewed the request; and

WHEREAS, the maximum total amount of Community Promotion Funds to be awarded an organization in one fiscal year is \$500.00;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, approves an allocation from the Community Promotion Account for \$250.00 to Bluebell Park Neighborhood Watch to defray costs associated with the Bluebell Park Neighborhood Watch Annual Picnic to be held on August 14, 2012;

BE IT FURTHER RESOLVED that the Mayor and the Finance Department shall process this request by charging \$250.00 to the Council Community Promotion Account – 101.112101.741289.0;

BE IT FINALLY RESOLVED that Bluebell Park Neighborhood Watch shall submit a written analysis of the event, including information regarding the number of attendees, a detailed account as to contributors, funds received, expended, and residual funds to the Lansing City Council within 60 days after the event.

By Council Member Houghton

Motion Carried

REPORTS FROM COUNCIL COMMITTEES

Council Member Robinson spoke about the committee report and the tardiness of the receipt of the information received from the administration in order to produce the report. Council Members took time to read the report.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

Reports from City Officers, Boards and Commissions:

a. Letters from the City Clerk providing notice of the placement on file of:

i. The City of Lansing Citizen Participation Plan

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

ii. Petition to Strike from Tax Rolls for property located in the City of Lansing

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

iii. Minutes of Boards and Authorities

RECEIVED AND PLACED ON FILE

Communications and Petitions, and Other City Related Matters:

a. Letters from the State of Michigan Liquor Control Commission providing notice of Applications for a license from:

i. Secrets Nightclub, LLC located at 224 S. Washington Sq. to Transfer Ownership of 2012 Class C and SDM Licenses

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

ii. The Firm Food and Spirits, LLC located at 227-229-231 S. Washington Sq. to Transfer Ownership of 2012 Class C and SDM Licenses

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

b. Letter of Resignation from the Board of Water and Light Board of Commissioners submitted by Marilyn Plummer

RECEIVED AND PLACED ON FILE

c. Applications for Community Funding submitted by:

i. Bluebell Park Neighborhood Watch for its Bluebell

Park Neighborhood Watch Annual Picnic to be held
on August 14, 2012

Motion Carried

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- ii. Fabulous Acres for its Annual Neighborhood Block
Party to be held August 18, 2012

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

The City Council returned to the order of:

REPORTS FROM COUNCIL COMMITTEES

RESOLUTION #2012-177 COMMITTEE REPORT

THE COMMITTEE ON WAYS AND MEANS met on July 26, 2012 and discussed requests dating back to the FY 2012/13 budget hearings as a result of a request submitted by members of Occupy Lansing for a waiver of the Park Ordinance requiring Reutter Park to be vacated by 10 p.m.

The Committee of the Whole requested information from the Administration regarding costs associated with the Occupy Lansing activists using Reutter Park on May 31, 2012 urging the City of Lansing to work with the Occupy Lansing activists to resolve a need to occupy Reutter Park.

Following a subsequent Committee meeting, dated July 12, 2012, the Committee on Ways and Means requested a detailed breakdown of the cost to the City for the time that Occupy Lansing activists used Reutter Park. After the July 26, 2012 meeting, the Chairperson, A'Lynne Robinson sent a letter to the Mayor requesting that the Administration provide the cost of the porta-pottys that were used during the Occupy Lansing's use of Reutter Park, as well as an explanation of the increased cost of parking tickets and parking meter usage as a result of their occupancy.

The Committee on Ways and Mean received a response from the Mayor's Administration at 4 p.m. on Monday, August 6, 2012.

Signed:

A'Lynne Robinson, Chair, Ways and Means

Carol Wood, Vice Chair, Ways and Means

Kathie Dunbar, Member, Ways and Means

By Council Member Robinson

To receive this Committee Report

By Council Member Dunbar

To amend the Committee Report by striking the final sentence.

By Council Member Wood

To amend amendment by instead rewriting the last sentence to read "The Committee on Ways and Mean received a response from the Mayor's Administration at 4 p.m. on Monday, August 6, 2012."

Motion Carried

The question being the amendment as amended

Motion Carried

The question being the motion to receive the committee report

REMARKS BY THE MAYOR OR EXECUTIVE ASSISTANT

Randy Hannan, Executive Assistant to Mayor Bernero, stated that no costs have been charged to the Occupy Lansing group.

President Jeffries asked speakers to not mock others during their comments.

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS:

Penny Gardner of 1035 Seymour Ave. spoke about Niowave, Inc.'s "pole barn."

Stan Shuck of 818 Cooper Ave. spoke about various city matters.

John Pollard of 1718 Blair St. spoke about various city matters.

Council Member Wood left the meeting at 7: 55 p.m.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

Claude Beavers of 3010 Boston Blvd. spoke about parks.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Paul des Lauriers of 923 Seymour Ave. spoke about zoning.

Robert Ovalle of 2023 Park Ln., Delhi Twp., spoke about various city matters.

Russell Terry of 121 E. Mt. Hope Ave. spoke about voting.

Willy Williams of P.O. Box 11042 spoke about various city matters.

ADJOURNED TIME 8:23 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF AUGUST 13, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries.

PRESENT: Council Members Dunbar, Jeffries, Quinney, Wood, Yorko

ABSENT: Council Members Houghton (Arrived at 7:03 p.m.), Robinson (Arrived at 7:28 p.m.), Washington (Arrived at 7:28 p.m.)

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunbar

To approve the printed Council Proceedings of July 30, 2012

Motion carried

SPECIAL CEREMONIES

• Special Ceremonies

1. Mayoral Presentation; In Recognition of the Lansing Board of Water and Light Receiving the 2012 American Public Power Association's Community Service Award

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about the 2012 American Public Power Association's Community Service Award

Council Member Houghton arrived at the meeting at 7:03 p.m.

J. Peter Lark, General Manager of the Lansing Board of Water and Light, spoke about community service.

CONSIDERATION OF LATE ITEMS

By Vice President Dunbar

To suspend City Council Rule #9 to allow for Consideration of Late Items

Motion carried

The following items were added to the agenda:

1. From Council Member Quinney; Ballot Proposal; Authorize sale of a portion of the Red Cedar Golf Course, AKA Red Cedar Park
2. From Council Member Wood; Budget Amendment; Code Compliance Seasonal Premises Inspectors

COUNCIL MEMBERS' COMMENTS AND CITY CLERK'S ANNOUNCEMENTS

Council Member Wood announced that the CARE program is seeking volunteers, Neighborhood Night Out events.

Council Member Yorko announced Riverside Neighborhood's Night Out event.

Council Member Houghton announced Cavanaugh Park's Night Out event.

City Clerk Swape spoke about last week's election.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

Clerk Swape announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about proposals to redevelop the Red Cedar Golf Course. He also spoke about a coal fire in the Shady Oaks neighborhood and the South Street, LLC Project Plan – Energy Efficiency Loan for product and equipment purchases. He announced the next Mobile Food Pantry, the Mayors' Ramadan Unity Dinner and National Night Out events.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

• Public Comment on Legislative Matters

Legislative Matters included the following public hearings:

1. In consideration of South Street, LLC Project Plan – Energy Efficiency Loan for product and equipment purchases

Council Member Quinney gave a brief overview of the Public Hearing.

Karl Dersheimer of the Lansing Economic Development Corporation and Lansing Area Economic Partnership, gave specific details about the Public Hearing.

John Pollard of 1718 Blair St. spoke in opposition to South Street, LLC Project Plan – Energy Efficiency Loan for product and equipment purchases.

Council Members Robinson and Washington arrived at the meeting at 7:28 p.m.

REFERRAL OF PUBLIC HEARINGS

1. In consideration of South Street, LLC Project Plan – Energy Efficiency Loan for product and equipment purchases

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

LEGISLATIVE MATTERS**CONSENT AGENDA**

By Council Member Dunbar

To approve all items on the Consent Agenda.

Council Member Wood asked that items 2a, 2b, 2c, and 3a be removed from the Consent Agenda.

The question being adoption of the items on the Consent Agenda.

Motion Carried

RESOLUTION #2012-178

BY COUNCIL MEMBER CAROL WOOD
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Elizabeth Ann Mallard is known for her strong character, generous spirit, and her willing determination; and

WHEREAS, she played an integral part in registering one of the oldest black churches in the state, the Chain Baptist Church and Cemetery as a historical landmark site, demonstrating to others that with determination and zeal proclamations are possible; and

WHEREAS, Elizabeth's community efforts have inspired her family and friends, and guided her children along her path of generosity, community giving and fellowship attitude; and

WHEREAS, Elizabeth's community efforts have inspired her family and friends, and guided her children along her path of generosity, community giving and fellowship attitude; and

WHEREAS, she puts a smile on the faces of many within the community with her charm and gracefulness;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to congratulate Elizabeth Ann Mallard on her 100th birthday. We wish you many more as you continue to touch the lives and hearts of many within the Lansing area.

Adopted as part of the Consent Agenda

RESOLUTIONS**RESOLUTION #2012-179**

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Fabulous Acres Neighborhood Association has requested \$500.00 to defray costs associated with their annual Neighborhood Block party to be held on August 18, 2012; and

WHEREAS, the Committee on General Services met on August 7, 2012 and reviewed the request; and

WHEREAS, the maximum total amount of Community Promotion Funds to be awarded an organization in one fiscal year is \$500.00;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, approves an allocation from the Community Promotion Account to Fabulous Acres Neighborhood Association to defray costs associated with the annual Neighborhood Block Party to be held on August 18, 2012;

BE IT FURTHER RESOLVED that the Mayor and the Finance Department shall process this request by charging \$500.00 to the Council

Community Promotion Account – 101.112101.741289.0;

BE IT FINALLY RESOLVED that Fabulous Acres Neighborhood Association shall submit a written analysis of the event, including information regarding the number of attendees, a detailed account as to contributors, funds received, expended, and residual funds to the Lansing City Council within 60 days after the event.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-180

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission received a request from Secrets Nightclub, LLC to Transfer Ownership of 2012 Class C Licensed Business with Dance-Entertainment Permit and Sunday Sales Permit (PM) located at 224 S. Washington Sq., Lansing, MI 48933, Ingham County from Tom's Entertainments, Inc.; and

WHEREAS, the Committee on General Services met on August 7, 2012 to review the request with affirmative action taken;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the request from Secrets Nightclub, LLC to Transfer Ownership of 2012 Class C Licensed Business with Dance-Entertainment Permit and Sunday Sales Permit (PM) located at 224 S. Washington Sq., Lansing, MI 48933, Ingham County from Tom's Entertainments, Inc.;

BE IT FURTHER RESOLVED, the City Clerk is requested to notify the Michigan Liquor Control Commission of the action taken.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-181

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Rosa and Luis Gutierrez sought to eliminate special assessment of for \$3,687.72 for Tag Monitoring Fees, Trash, and Grass Assessments and all associated penalties and interest on the property tax bill of 3325 Felt Street, Lansing, Michigan 48906; and

WHEREAS, the Committee on General Services met on August 7, 2012 to review the claim;

NOW, THEREFORE, BE IT RESOLVED that the City Council, hereby, denies the claim filed by Rosa and Luis Gutierrez of \$3,687.72 for special assessment on Tag Monitoring Fees, Trash, and Grass Assessments and all associated penalties and interest on the property tax bill of 3325 Felt Street, Lansing, Michigan 48906;

BE IT FURTHER RESOLVED that no further action is required by the City Attorney for processing this claim.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-182

BY THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, THE State Community Corrections Advisory Board, the Ingham County Board of Commissioners, and the City of Lansing approved the Ingham/City of Lansing Community Corrections

Comprehensive Plan; and

WHEREAS, the State Community Corrections Advisory Board, the Ingham County Board of Commissioners, and the City of Lansing approved the Application for State of Michigan Community Corrections Act Funds for FY 2012-2013; and

WHEREAS, the FY 2012-2013 Application provides for the continuation of the following CCAB Plans and Services programming and Drunk Driving Jail Reduction and Community Treatment Program with a portion of Ingham County's allocation of State Community Corrections funds; Relapse Prevention and Recovery (\$47,200) and House of Commons program enhancements (H.O.P.E.) (\$36,169) to be provided by C.E.I. Community Mental Health, Employment Services (\$780,737) to be provided by Peckham Vocational Industries, Inc.; Jail-Based Case Management services (\$12,500) to be provided by CCAB staff; Cognitive Change Groups (\$34,650) to be provided by National Council on Alcoholism, and for Day Reporting services (\$43,350) to be provided by Northwest Initiative – ARRO; and

WHEREAS, the FY 2012-2013 grant award provides Ingham County with the use of residential beds (estimated 28 per day)_ with M.D.O.C. contracting directly with residential providers rather than with local jurisdictions for a projected value of \$485,450; and

WHEREAS, pursuant to the FY 2012-2013 Application, residential services are to be provided by Community Programs, Inc., Pine Rest Christian Mental Health Services, Kalamazoo Probation Enhancement Program, Inc., National Council on Alcoholism, and C-E-I Community Mental Health – House of Commons; and

WHEREAS, pursuant to the FY 2012-2013 grant award, the County may enter into subcontracts for the purpose of implementing Plans and Services and DDJR/CTP programs and services identified in the Community Corrections Plan and Application; and;

WHEREAS, the Subcontractors for Plans and Services and DDJR/CTP programming are willing and able to provide the services that the County requires; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, authorizes entering into an Agreement with the Michigan Department of Corrections Ingham County/City of Lansing Community FY 2012-2013 in the amount of \$285,437 in CCAB Plans and Services and administration funds, \$21,169 in Drunk Driving Jail Reduction and Community Treatment Program funds for a total of \$306,606 and for the use of an estimated 28 residential beds per day for a value amounting to \$485,450 for the time period of October 1, 2012 through September 30, 2013;

BE IT FURTHER RESOLVED that the Lansing City Council authorizes entering into subcontracts for CCAB Plans and Services programming from October 1, 2012 through September 30, 2013 with the National Council on Alcoholism for the actual cost of Cognitive Change groups not to exceed \$34,650; with Peckham Vocational Industries, Inc. for the actual cost of employment services not to exceed \$70,737; with C-E-I Community Mental Health for the actual cost of Relapse Prevention and Recovery services not to exceed \$47,200; and, with Northwest Initiative – ARRO for the actual cost of Day Reporting services not to exceed \$43,350;

BE IT FURTHER RESOLVED, that the Lansing City Council authorizes entering into subcontracts with C-E-I Community Mental Health for the use of DDJR/CTP (\$21,169) and CCAB Plan Services (\$15,000) funds for the actual cost of Holistic OUIL III Program Enhancement (H.O.P.E.) at the House of Commons in an amount not to exceed \$36,169.

BE IT FURTHER RESOLVED, that entering into the subcontracts is contingent upon entering into the Agreement with the State;

BE IT FURTHER RESOLVED, that the subcontracts are contingent

throughout the subcontract period on the availability of grant funds from the State of Michigan for these purposes; and

BE IT FINALLY RESOLVED that the Board Chairperson and County Clerk are authorized to sign any necessary contracts/subcontracts consistent with this resolution subject to approval as to form by the County Attorney.

By Council Member Washington

Motion Carried

RESOLUTION #2012-183

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, in the FY 2013 budget hearings the Administration and City Council agreed to dedicate additional resources to code compliance enforcement in order to enhance the quality of life in Lansing neighborhoods; and

WHEREAS, the Administration has identified the potential for additional revenues generated through the hiring of two (2) seasonal premise inspectors in the Code Compliance Division;

NOW, THEREFORE, BE IT RESOLVED that the following FY 2012/2013 budget amendment be approved with the understanding that the Premise Inspectors' positions would be members of the Teamsters 580:

	Proposed Increase/ (Reduction)
GENERAL FUND REVENUES	
Charges for Services (Code Compliance fees)	\$74,000
	<u>\$74,000</u>
GENERAL FUND EXPENDITURES	
Planning and Neighborhood Development Personnel	\$74,000
	<u>\$74,000</u>

By Council Member Dunbar

Motion Carried

ORDINANCES FOR INTRODUCTION

Council Member Quinney, Chair of the Committee on Development and Planning introduced:

An ordinance of the City of Lansing, Michigan, providing for the rezoning of a parcel of real property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the Code of Ordinances.

Property identified as: Z-3-12-5133 Balzer St., Rezoning from "A" Residential District to "DM-1" Residential District

The Ordinance is referred to the Committee on Development and Planning.

RESOLUTION #2012-184

BY THE COMMITTEE ON DEVELOPMENT & PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, September 6, 2012, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

Z-3-12-5133 Balzer St., Rezoning from "A" Residential District to "DM-1" Residential District.

By Council Member Quinney

Motion Carried

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

**REPORTS FROM CITY OFFICERS, BOARDS, AND
COMMISSIONS; COMMUNICATIONS AND
PETITIONS; AND OTHER CITY RELATED MATTERS**

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

• Reports from City Officers, Boards and Commissions:

- a. Letter(s) from the Mayor re:
 - i. An ordinance of the city of Lansing, Michigan, to amend the Policemen's and Firemen's Retirement System Ordinance, Chapter 294, Sections 294.01 through 294.99 of the Lansing Codified Ordinances, to make it gender neutral and to ensure consistency with current collective bargaining agreements by adding definitions for credited service, dependent and retirement system; amending the definition of final average compensation; clarifying retirement allowance multipliers, member's pension options and surviving spouse retirement allowance; codifying a procedure for the repayment of withdrawn accumulated contributions; and providing a section for historical provisions

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- ii. PPE-02-12; Application for Exemption of New Personal Property submitted by Pratt & Whitney Auto Air, Inc. for property located at 5640 Enterprise Dr.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- iii. Ballot Proposal; Authorize sale of a portion of the Red Cedar Golf Course, A/K/A Red Cedar Park

*SUSPENSION ITEM – REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

• Communications and Petitions and Other City Related Matters:

- a. Affidavit of Disclosure submitted by Megan Johnson of the Lansing Police Department

REFERRED TO THE BOARD OF ETHICS

- b. Letter of Commendation to the Parks and Recreation Department submitted by Fr. William Lugger of Saint Casimir Catholic Parish

RECEIVED AND PLACED ON FILE

REMARKS BY COUNCIL MEMBERS

Council Member Robinson spoke extensively about road work on Waverly Rd. and Sumter St.

President Jeffries talked about signage needed at Waverly Rd. and Mt. Hope Ave.

Council Member Houghton spoke about problems on Waverly Rd.

Council Member Wood gave information about the Police and Fire retirement ordinance.

Council Member Washington thanked the administration for giving her requested information. She stated that she is going on a cruise for her mother's 75th birthday. She spoke about a neighborhood meeting regarding a coal fire.

**REMARKS BY THE MAYOR
OR EXECUTIVE ASSISTANT**

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

Penny Gardner of 1035 Seymour Ave. spoke about Niowave, Inc.'s "pole barn."

Stan Shuck of 818 Cooper Ave. spoke about various city matters.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Claude Beavers of 3010 Boston Blvd. spoke about parks.

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city matters.

John Pollard of 1718 Blair St. spoke about various city matters.

Willy Williams of P.O. Box 11042 spoke about various city matters.

ADJOURNED TIME 8:16 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF AUGUST 20, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:11 p.m. by President Jeffries.

PRESENT: Council Members Dunbar, Houghton, Jeffries, Robinson, Wood, Yorko

ABSENT: Council Members Quinney and Washington

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

CONSIDERATION OF LATE ITEMS

By Vice President Dunbar

To suspend City Council Rule #9 to allow for Consideration of Late Items

Motion carried

The following items were added to the agenda:

1. Fringe Benefit Plan for Executive Management Group

SPECIAL CEREMONIES

• Special Ceremonies

1. Presentation; Lansing School District Principals Introduction and Review of the Upcoming School Year

Council Member Wood stated that the Committee on Intergovernmental Relations invited the Lansing School Board to introduce its high school principals to the community.

Worsie Gregory of the Lansing School District spoke about changes to the makeup of the school system.

Principal Susan Land spoke about changes at Eastern High School.

Principal Sandra Noecker spoke about changes at Sexton High School.

Principal Norm Gear spoke about changes at Everett High School.

COUNCIL MEMBERS' COMMENTS AND CITY CLERK'S ANNOUNCEMENTS

Council Member Wood announced the Lansing Flow Fest and the Lansing Bless Fest.

Council Member Yorko announced a community discussion regarding the Niowave, Inc. building, the next Downtown Neighborhood Association and Westside Neighborhood Association meetings and a meeting for the group Transform. She spoke about Neighborhood Night Out events.

Council Member Houghton spoke about Michigan State University's Into

the Streets event.

Vice President Dunbar spoke about the South Lansing City Market and Festival.

COMMUNITY EVENT ANNOUNCEMENTS

Mary Elaine Keener announced a meeting regarding Niowave, Inc.'s new building.

Ms. Sherly Ellis, Founder and President of LEMATA, announced a fashion show for cancer survivors.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about the recent Mobile Food Pantry, a gun buyback program and the Michigan State University's student outreach event. He spoke about an upcoming a meeting regarding Niowave, Inc.'s new building and the Fringe Benefit Plan for Executive Management Group.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

1. In consideration of Z-4-12; 315 E. Jolly Road, a request from America Real Estate Company to rezone the property from "F" Commercial District to "G-2" Wholesale District to permit the expansion of the adjoining U-Haul business to the north at 5020 S. Cedar St.

Council Member Houghton gave a brief overview of the Public Hearing.

Claude Beavers of 3010 Boston Blvd. spoke in opposition to the ballot proposal for a sidewalk millage.

Emily Horne of 110 W. Hodge Ave. spoke in opposition to Z-4-12.

Ron Leix of 620 W. Berry Ave. spoke about Z-4-12.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke in opposition to the ballot proposal for a sidewalk millage.

John Polard of 1718 Blair St. spoke in opposition to the ballot proposal for a sidewalk millage.

Darnell E. O'Leary, Sr. of 3815 Berwick Dr. spoke in opposition to the ballot proposal for a sidewalk millage.

REFERRAL OF PUBLIC HEARINGS

1. In consideration of Z-4-12; 315 E. Jolly Road, a request from Americo Real Estate Company to rezone the property from "F" Commercial District to "G-2" Wholesale District to permit the expansion of the adjoining U-Haul business to the north at 5020 S. Cedar St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

LEGISLATIVE MATTERS**CONSENT AGENDA**

By Council Member Dunbar

To approve all items on the Consent Agenda.

Council Member Wood asked that items 1a, 1b, 2a, and 3a be removed from the Consent Agenda.

There were no items remaining on the Consent Agenda for approval.

RESOLUTIONS**RESOLUTION #2012-185**

BY COUNCIL MEMBER CAROL WOOD

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, The Walk for Christ Community Festival will come together for the 5th year event and community tribute on September 08, 2012 located at the Downtown Adado Riverfront Park; and

WHEREAS, the mission is to come together and remember that God sent us his son as a Savior, Jesus Christ whom gave his life for our transgressions; and

WHEREAS, the services rendered allow all to show their appreciation and strive together to make a difference in the city; and

WHEREAS, in their fifth year and the fifth 5k walk, continues to bring others together in laughter and fun with the community; and

WHEREAS, the event will entail inflatables, face painting, free dinner, and entertainment for the public and is free to all who attend;

NOW, THEREFORE BE IT RESOLVED that The Lansing City Council Members, hereby, thank L.M.T.S. Community Center for their attempt to help others in this time of need, on their fifth year of dedication and service.

By Councilmember Wood

To place an affirmative roll on the substitute resolution

By Councilmember Wood

To accept a substitute resolution for the one originally placed in the packet

Motion Carried

The question being adoption of the Resolution as substituted

Motion Carried

RESOLUTION #2012-186

BY COUNCIL MEMBER CAROL WOOD

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Judge Hugh Clarke graduated from Wayne State University in 1975, and the Thomas M. Cooley Law School in 1979; and

WHEREAS, during his legal career, Judge Clarke served for two years as a Special Consultant to the State Senate Committee on the Judiciary, and for two years as the Associate General Counsel for the State Senate; and

WHEREAS, Judge Clarke spent over thirty years in the private practice of law, handling criminal, civil, probate and family law matters. He has served on a number of committees for the State Bar of Michigan, including the Committee on Standard Criminal Jury Instructions and the Character and Fitness Committee; and

WHEREAS, he has a long and rich history of community service, including seven years on the Lansing Board of Education, where he served as Vice President, President, and as Chair of the Superintendent Search Committee; and

WHEREAS, the honorable Judge Hugh Clarke was appointed to the 54A District Court in 2010 by former Governor Jennifer Granholm, and prevailed a challenge to that appointment, by the Michigan Attorney General after the unanimous vote of Michigan Supreme Court in June 2011, and

WHEREAS, Judge Clarke has also served on the Board of Directors of the Westside YMCA as well as other civic organizations. It was also ruled that he had a right to retain the seat under both the Michigan Constitution and State Law.

WHEREAS, he will be honored at the Eastside Community Action Center at its 4th Annual Community Champion Awards Banquet for his extensive community involvement and for his dedication and support as a volunteer and fundraiser for the Eastside Community Action Center;

NOW, THEREFORE BE IT RESOLVED that the Lansing City Council, hereby, wishes to express its appreciation to Judge Hugh Clarke for his extensive community involvement and for his service and dedication to the City of Lansing and its residents. We wish you continued success!

By Council Member Wood

Motion Carried

RESOLUTION #2012-187

BY THE DEVELOPMENT AND PLANNING COMMITTEE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

RESOLUTION APPROVING PROJECT PLAN
South Street, LLC – Energy Efficiency Equipment Purchase

WHEREAS, the Lansing Economic Development Corporation (LEDC) Board of Directors has identified Lansing as a major economic development project investment area; and

WHEREAS, the LEDC designated South Street, LLC's purchase of energy efficiency equipment as a "Project" with a "Public Purpose" as defined by P.A. 338 of 1974, as amended; and

WHEREAS, in an effort to stimulate the creation and retention of jobs, save energy, increase energy generation from renewable energy and reduce greenhouse gas emission on properties within the City of Lansing, the LEDC and Mayor Bernero's Go Green! Initiative Office has partnered to create an Energy Efficiency Revolving Loan Program and believes this Project has a significant impact in REO Town; and

WHEREAS, South Street, LLC has made application with the LEDC for an energy efficiency loan for the purchase of energy efficiency equipment

located at 701 South Street in REO Town, Lansing and legally described as:

Lot 8, Assessor's Plat No. 26, City of Lansing, Ingham County, Michigan
The property identification number is: 33-01-01-22-151-111
The property is commonly known as 701 E. South Street, Lansing, MI

WHEREAS, the Project will result in new investment of approximately \$427,535; and

WHEREAS, Section 8 of Act No. 338 of the Michigan Public Acts of 1974, as amended (the Act), requires that before the LEDC acquires an interest in property or incurs obligations for a specific project, the corporation shall prepare a project plan, conduct a public hearing on the matter and secure the recommendations of the local governing body; and

WHEREAS, the LEDC has prepared a Project Plan for the Project, submitted it to Council and placed it on file in the office of the City Clerk in accordance with the Act; and

WHEREAS, at such hearing held on the 13th day of August, 2012, the fullest opportunity was given for expression of opinion, for arguments on the merits, and for introduction of documentary evidence pertinent to the Project Plan, and further, this City Council has given due consideration to all communications received in writing with reference thereto; and

WHEREAS, the City Council desires to express its approval of said Project Plan;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, approves the South Street, LLC – Energy Efficiency Equipment Purchase Project Plan submitted by the LEDC after determining that the project plan constitutes a public purpose based on the following considerations:

- a. The Project Plan meets the requirements set forth in Section 8 of the Act.
- b. The persons who will be active in the management of the Project for not less than one year after the approval of the Project Plan have sufficient ability and experience to manage the plan properly.
- c. The proposed method of financing the Project is feasible and the LEDC has the ability to arrange the financing of a not to exceed loan in the amount of \$207,000.00 for the purchase of new energy efficiency equipment.
- d. The Project is reasonable and necessary to carry out the purpose of the Act.

BE IT FURTHER RESOLVED that the LEDC is hereby authorized to proceed with the Project and the financing thereof.

BE IT FINALLY RESOLVED that the City Clerk is hereby requested to provide three certified copies of this resolution to the LEDC.

By Council Member Houghton

Motion Carried

FAILED

Ballot Proposal; Amendment to the Lansing City Charter for the purpose of a Dedicated Sidewalk Millage

By Council Member Yorko

Motion Failed by the following Roll Call Vote:

Aye: Council Members Dunbar, Houghton, Robinson, and Yorko

Nay: Council Members Jeffries and Wood

ORDINANCES FOR INTRODUCTION

Council Member Robinson, Chair of the Committee on Ways and Means introduced:

An ordinance of the City of Lansing, Michigan, to amend the Policemen's and Firemen's Retirement System Ordinance, Chapter 294, Sections 294.01 through 294.99 of the Lansing Codified Ordinances, to make it gender neutral and to ensure consistency with current collective bargaining agreements by adding definitions for credited service, dependent and retirement system; amending the definition of final average compensation; clarifying retirement allowance multipliers, member's pension options and surviving spouse retirement allowance; codifying a procedure for the repayment of withdrawn accumulated contributions; and providing a section for historical provisions.

The Ordinance is referred to the Committee on Ways and Means.

RESOLUTION #2012-188

RESOLUTION SETTING PUBLIC HEARING

By Council Member A'Lynne Robinson

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for Monday, August 27, 2012 at 7:00 p.m. in the City Council Chambers, 10th Floor Lansing City Hall, 124 W. Michigan Ave., Lansing, MI for the purpose of considering an Ordinance of the City of Lansing, Michigan, to Amend Chapter 294, Sections 294.01-294.99, of the Lansing Codified Ordinances to make it gender neutral and to ensure consistency with current collective bargaining agreements by adding definitions for credited service, dependent and retirement system; amending the definition of final average compensation; clarifying retirement allowance multipliers, member's pension options and surviving spouse retirement allowance; codifying a procedure for the repayment of withdrawn accumulated contributions; and providing a section for historical provisions.

Interested Persons are invited to attend this Public Hearing.

By Council Member Robinson

Motion Carried

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

Reports from City Officers, Boards and Commissions:

- a. Letter(s) from the Mayor re:
 - i. Grant Acceptance and Transfer of Funds; Emergency Management Performance Grant

(EMPG) Appropriation for Lansing Fire Department
Emergency Management salaries and benefits

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE
INTERNAL AUDITOR

- ii. Fringe Benefit Plan for Executive Management
Group

*SUSPENSION ITEM – REFERRED TO THE COMMITTEE ON WAYS
AND MEANS AND THE INTERNAL AUDITOR

- Communications and Petitions and Other City Related Matters:

- a. Property Damage Claim Form submitted by Steve Bell and
Rebecca Langlois of 2740 S. Catherine St.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- b. Letter of Resignation from the Downtown Lansing, Inc. Board
of Directors submitted by Kris Elliott

RECEIVED AND PLACED ON FILE

- c. Letter of Resignation from the Board of Fire Commissioners
submitted by Louis Vinson, III

RECEIVED AND PLACED ON FILE

MOTION OF EXCUSED ABSENCE

By Council Member Houghton

To excuse Council Members Quinney and Washington from tonight's
proceedings

Motion Carried

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS:

Claude Beavers of 3010 Boston Blvd. spoke about Red Cedar Park.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about
various city matters.

John Pollard of 1718 Blair St. spoke about various city matters.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city
matters.

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city
matters.

ADJOURNED TIME 9:05 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF AUGUST 27, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:01 p.m. by President Jeffries.

PRESENT: Council Members Dunbar, Houghton, Jeffries, Robinson, Washington (Left at 8:29 p.m.), Wood, Yorko

ABSENT: Council Member Quinney (Arrived at 7:04 p.m., Left at 8:16 p.m.)

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunbar

To approve the printed Council Proceedings of August 6, 2012

Motion carried

CONSIDERATION OF LATE ITEMS

By Vice President Dunbar

To suspend City Council Rule #9 to allow for Consideration of Late Items

Motion carried

The following items were added to the agenda:

1. Mayoral Presentation; In recognition of Lansing Police Officers' awards from the Bureau of Alcohol, Tobacco, Firearms and Explosives

SPECIAL CEREMONIES

Special Ceremonies

1. Mayoral Presentation; In recognition of Lansing Police Officers' awards from the Bureau of Alcohol, Tobacco, Firearms and Explosives

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about Lansing Police Officers Hung Tran and Daniel Zonlai's recent drug bust. He presented them with Mayoral proclamations.

Council Member Quinney arrived at the meeting at 7:04 p.m.

Police Chief Szymanski spoke about the dedication of Police Officers Hung Tran and Daniel Zonlai.

COUNCIL MEMBERS' COMMENTS AND CITY CLERK'S ANNOUNCEMENTS

Council Member Washington stated that her 1st Saturday meeting for residents of the 1st Ward for this week is canceled.

Council Member Wood announced a Big Red Rally at Sexton High School and St. Stephen Church's 10th Annual Lyons Club event. She spoke about the East Side Coalition's Community Action Center.

Council Member Robinson spoke about the South Side Showcase.

Council Member Houghton announced an ice cream social at Forest View School.

Vice President Dunbar spoke about the South Side Showcase.

By Council Member Yorko

To reconsider the vote by which the motion to adopt the Ballot Proposal Amendment to the Lansing City Charter for the purpose of a Dedicated Sidewalk Millage failed

Motion failed by the following roll call vote:

Yeas: Council Members Dunbar, Houghton, Robinson, Yorko

Nays: Council Members Jeffries, Quinney, Washington, Wood

City Clerk Swope stated that due to the Labor Day Holiday, the next City Council meeting will be held on Thursday, September 6, 2012.

COMMUNITY EVENT ANNOUNCEMENTS

Becky Jo Farrington announced this year's Dragon Boat Race.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about the Ballot Proposal; Authorize sale of a portion of the Red Cedar Golf Course, A/K/A Red Cedar Park and the Fringe Benefit Plan for Executive Management Group. He announced the Mayors' Ramadan Unity Dinner.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

Public Comment on Legislative Matters

Legislative Matters included the following public hearings:

1. In consideration of an Ordinance of the City of Lansing, Michigan, to amend the Policemen's and Firemen's Retirement System Ordinance, Chapter 294, Sections 294.01 through 294.99 of the Lansing Codified Ordinances, to make it gender neutral and to ensure consistency with current collective

bargaining agreements by adding definitions for credited service, dependent and retirement system; amending the definition of final average compensation; clarifying retirement allowance multipliers, member's pension options and surviving spouse retirement allowance; codifying a procedure for the repayment of withdrawn accumulated contributions; and providing a section for historical provisions

Council Member Robinson gave a brief overview of the Public Hearing.

Claude Beavers of 3010 Boston Blvd. spoke in opposition to the Ballot Proposal; Authorize sale of a portion of the Red Cedar Golf Course.

Julie Powers of 224 N. Magnolia Ave. stated concerns with the proposal for Red Cedar Golf Course.

Becky Jo Farrington of 203 Leslie St. stated concerns with the proposal for Red Cedar Golf Course.

Lynne Martinez of 306 Leslie St. stated concerns with the proposal for Red Cedar Golf Course.

Ronald Kruger of 3333 Moores River Dr. spoke in opposition to the Ballot Proposal; Authorize sale of a portion of the Red Cedar Golf Course.

Willy Williams of P.O. Box 11042 stated concerns with the proposal for Red Cedar Golf Course.

Steve Harry of 3125 Tecumseh River Dr. stated concerns with the Policemen's and Firemen's Retirement System Ordinance.

John Pollard of 1718 Blair St. stated concerns with the sale of a portion of the Red Cedar Golf Course.

Chris Jerome of 3165 E. Michigan Ave. spoke in support of the sale of a portion of the Red Cedar Golf Course.

Joel Ferguson of 1341 Cambridge Rd. spoke in support of the sale of a portion of the Red Cedar Golf Course.

Roman Collins of 609 Doyle Rd., Laingsburg, spoke in support of Memorializing Congress to Amend the United States Constitution to allow the federal government to place limits on independent expenditures by corporations supporting or opposing candidates for federal office and to allow state governments to place limits on independent expenditures by corporations supporting or opposing candidates for state and local offices.

Harold Leeman, Jr. of 435 N. Francis Ave. spoke about the sale of a portion of the Red Cedar Golf Course.

REFERRAL OF PUBLIC HEARINGS

1. In consideration of an Ordinance of the City of Lansing, Michigan, to amend the Policemen's and Firemen's Retirement System Ordinance, Chapter 294, Sections 294.01 through 294.99 of the Lansing Codified Ordinances, to make it gender neutral and to ensure consistency with current collective bargaining agreements by adding definitions for credited service, dependent and retirement system; amending the definition of final average compensation; clarifying retirement allowance multipliers, member's pension options and surviving spouse retirement allowance; codifying a procedure for the repayment of withdrawn accumulated contributions; and providing a section for historical provisions

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #2012-189

BY COUNCIL MEMBER TINA HOUGHTON
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission received a request from Saint Warmels, LLC dba Michigan's Midtown Beer Company, for a new brewpub license and to transfer ownership of 2012 Class C Licensed Business with Entertainment Permit, Sunday Sales Permit (AM and PM), Outdoor Service (1 Area), Catering Permit and Specially Designated Merchant (SDM) Licensed Business from Sammy's Inc. (KLF Receivership Services, LLC); and transfer location from 301 E. Jolly Rd., Lansing, MI 48910 to 402 S. Washington Sq., Lansing, MI 48933, Ingham County; and

WHEREAS, the Committee of the Whole met on June 25, 2012 to review the request with affirmative action taken;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the request from Saint Warmels, LLC dba Michigan's Midtown Beer Company, for a new brewpub license and to transfer ownership of 2012 Class C Licensed Business with Entertainment Permit, Sunday Sales Permit (AM and PM), Outdoor Service (1 Area), Catering Permit and Specially Designated Merchant (SDM) Licensed Business from Sammy's Inc. (KLF Receivership Services, LLC); and transfer location from 301 E. Jolly Rd., Lansing, MI 48910 to 402 S. Washington Sq., Lansing, MI 48933, Ingham County;

BE IT FURTHER RESOLVED that the Lansing City Council, rescinds resolution 2012-157 and requests that the City Clerk notify the Michigan Liquor Control Commission of the action taken.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-190

BY COUNCIL MEMBERS KATHIE DUNBAR, TINA HOUGHTON, BRIAN JEFFRIES, DERRICK QUINNEY, A'LYNNE ROBINSON, JODY WASHINGTON, CAROL WOOD, AND JESSICA YORKO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, A ballot proposal will be presented to the people of Michigan in the November 6, 2012 election seeking to increase Michigan's renewable energy standard to 25 percent by 2025, an increase from the current 10 percent by 2015; and

WHEREAS, Renewable energy represents one of the fastest growing economic sectors in the global economy, surpassing all expectations in 2011 and generating more than \$260 billion in new investments, with the United States taking the lead in this field from China, with even more growth expected around the world in coming years; and

WHEREAS, A higher renewable standard of 25 percent by 2025 in Michigan is expected to create at least 74,000 good Michigan jobs, many of them involving the highly-skilled working men and women in Lansing who are ready to compete with any worker anywhere in the world; and

WHEREAS, Michigan cannot afford to sit on the sidelines while other states and countries seize new growth opportunities and new jobs in the renewable energy sector; and

WHEREAS, This ballot proposal to increase Michigan's renewable energy standard to 25 percent by 2025 also contains strong protections for consumers, by holding utility rate increases to no more than 1 percent in any given year, so households pay no more than \$1.25 a month more for

the renewable energy portion of their electricity bill; and

WHEREAS, This ballot proposal is a golden opportunity to diversify Michigan's energy profile so our state can call on a wide range of energy generation resources and ultimately rein in high energy costs in the long run; and

WHEREAS, Investing in more renewable energy will also help diversify Michigan's economy, especially Michigan's manufacturing sector, attracting new investments and opening the door for companies and workers to innovate and diversify so they can truly compete in a 21st century energy economy; and

WHEREAS, This ballot proposal will also protect the public health, by reducing pollution and using more clean renewable energy, which will help lower rates of asthma, lung diseases and other illness;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, mindful of the positive jobs, economic, consumer protection and public health impacts, hereby supports the 2012 ballot proposal to increase Michigan's renewable energy standard to 25 percent by 2025.

By Councilmember Washington

To place an affirmative roll on the substitute resolution

By Councilmember Washington

To accept a substitute resolution for the one originally placed in the packet

Motion Carried

The question being adoption of the Resolution as substituted

Motion Carried

RESOLUTION #2012-191

BY COUNCIL MEMBER CAROL WOOD
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, behavioral health is an essential part of health and one's overall wellness, and prevention works, treatment is effective, and people can and do recover from substance use and mental disorders; and

WHEREAS, all people have the fundamental and inherent value to be accepted and treated with respect, human dignity, and worth; and

WHEREAS, individuals should have access to fully participate in community life including economic advancement and prosperity; fair and decent housing; quality education; positive opportunities to benefit from and contribute to material, cultural, and social progress; and

WHEREAS, it is critical to educate our policymakers, friends and family members, health care providers, and businesses that substance use and mental disorders are treatable, and that people should seek assistance for these conditions, with the same urgency as they would any other health condition; and

WHEREAS, all Americans have the opportunity to access provisions with the Affordable Care Act and Mental Health Parity and Addictions Equity Act (MHPAEA), aimed to improve physical and emotional health while ensuring people will receive the care they need at a more reasonable cost; and

WHEREAS, substance use and mental disorders are serious public health problems; in 2009, 4.3 million people received treatment for a substance use disorder and 30.2 million people for mental health problems, we must continue to reach the millions more who need help; and

WHEREAS, to help more people achieve long-term recovery, and learn how recovery positively benefits the Nations' overall wellbeing, the U.S. Department of Health and Human Services (HHS), the Substance Abuse and Mental Health Services Administration (SAMHSA), the White House Office of National Drug Control and Mental Health Services Administration (SAMHSA), the White House Office of National Drug Control Policy (ONDCP), Recovery Network, Inc. and its Recovery Month Coalition, invite all residents of Lansing to participate in:

National Recovery Month

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby proclaims the month of September 2012 as National Recovery Month; Prevention Works, Treatment is Effective, People Recover and call upon the people of Lansing to observe this month with appropriate programs, activities, and ceremonies supporting this year's event.

By Council Member Wood

Motion Carried

RESOLUTION #2012-192

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City of Lansing is the owner of real property (the "Parcel") described as:

Part of the Southwest 1/4 of Section 13 and the Southeast 1/4 of Section 14, T.4 N.-R.2 W., City of Lansing, Ingham County, Michigan, described as follows: Commencing at the Southwest Corner of Lot 23, Supervisors Plat No. 1, recorded in Liber 12, page 27 of plats, Ingham County records, said point being on the West line of said Section 13, 660.00 feet, S.00°-33'-40"W., of the West 1/4 Corner of said Section 13; thence N.89°-48'-40"E., on the South line of Supervisors Plat No. 1, 206.60 feet to the East line of Olin Avenue and the Southwest Corner of Lot 17; thence N.00°-33'-10"W., on the East line of Olin Avenue, 100.00 feet; thence N.89°-48'-38"E., 259.81 feet to West line of Cooper Street; thence S.00°-22'-22"E., on said West line, 100.00 feet to the Southeast Corner of Lot 17; thence N.89°-48'-40"E., 49.50 feet to the East line of Cooper Street and the Southwest Corner of Lot 15; thence N.00°-22'-22"W., on said East line, 100.00 feet; thence N.89°-48'-42"E., 415.85 feet to West line of Reniger Court; thence S.00°-44'-49"E., on said West line, 100.00 feet to Southeast Corner of Lot 15; thence N.89°-48'-40"E., 50.00 feet to East line of Reniger Court and the Southwest Corner of Lot 6; thence N.00°-44'-49"W., on said East line, 100.00 feet; thence N.89°-48'-43"E., 199.18 feet to the East line of Lot 6; thence S.00°-54'-10"E., on said East line, 50.00 feet; thence N.89°-48'-38"E., 332.13 feet; thence S.00°-35'-20"E., 743 feet to North shore line of the Red Cedar River; thence Westerly on said North line 2822 feet, more or less; thence N.00°-32'-01"E., 198.00 feet; thence N.53°-27'-59"W., 565.00 feet; thence N.89°-27'-59"W., 305.00 feet to a point which is 24.75 feet, East of the West line of the East 1/2 of the Southeast 1/4; thence N.00°-32'-01"E., parallel said West line, 613.50 feet to the South right-of-way line of Michigan Avenue (so-called); thence S.89°-37'-22"E., on said right-of-way line, 264.00 feet; thence S.00°-22'-38"W., 540.50 feet; thence S.89°-37'-22"E., 1020.84 feet to the point of beginning, containing 45.27 acres, more or less. Subject to easements, covenants, conditions, restrictions and/or reservations of record, if any.

WHEREAS, the Parcel is within Red Cedar Golf Course, A/K/A Red Cedar Park (the "Park"), which is a dedicated City of Lansing park consisting of approximately 61-acres and is adjacent to and south of Michigan Avenue and adjacent to and east of Clippert Street; and

WHEREAS, the City of Lansing, the Lansing Economic Development Corporation and the Ingham County Drain Commissioner have developed an innovative Red Cedar Renaissance concept to reinvent the Park as a multi-use public recreation area and stormwater management area similar to the Tollgate Drain project on the Groesbeck Golf Course; and

WHEREAS, the electors of the City have previously authorized the sale of an approximately 12.68 acre portion of the Park; and

WHEREAS, the City of Lansing issued a public Request for Qualifications and Proposals (RFQP) outlining the City's goals for redevelopment and received five proposals in response to that RFQP, which have now been evaluated by a nine-member review team; and

WHEREAS, the development proposal selected for further consideration by the review team requires the acquisition of up to approximately 48.32 additional acres by the developer, which would require a ballot proposal to be placed before city voters for authorization to sell additional acreage at the Park for redevelopment purposes; and

WHEREAS, the review team recommends that the Lansing City Council approve placement of such a ballot proposal on the November 6, 2012 ballot; and

WHEREAS, any net proceeds from the sale of the Parcel, or any portion of the Parcel, will be used to improve recreational facilities within Red Cedar Park, defray costs related to the proposed stormwater management project, and/or improve and maintain facilities in the Lansing park system; and

WHEREAS, the redevelopment of the Parcel is in the best interest of the City because it would result in the Parcel being placed on the City of Lansing tax roll and contribute to economic growth and job creation along the Michigan Avenue corridor; and

WHEREAS, Section 8-403.6 of the Lansing City Charter and Ordinance 208.10 require sale of park land be approved by the voters of the City of Lansing.

NOW, THEREFORE, BE IT RESOLVED that the proposal to sell the Parcel be submitted to the electors of the City of Lansing for approval as required by Section 8-403.6 of the City Charter at the election to be held on November 6, 2012.

BE IT FURTHER RESOLVED that said proposal be submitted to the electors of the City in manner and form substantially as follows:

SHALL THE CITY OF LANSING, FOR REDEVELOPMENT PURPOSES, BE AUTHORIZED TO SELL OR OTHERWISE DISPOSE OF THAT PORTION OF RED CEDAR GOLF COURSE, AK/A RED CEDAR PARK, DESCRIBED AS:

Part of the Southwest 1/4 of Section 13 and the Southeast 1/4 of Section 14, T.4 N.-R.2 W., City of Lansing, Ingham County, Michigan, described as follows: Commencing at the Southwest Corner of Lot 23, Supervisors Plat No. 1, recorded in Liber 12, page 27 of plats, Ingham County records, said point being on the West line of said Section 13, 660.00 feet, S.00°-33'-40"W., of the West 1/4 Corner of said Section 13; thence N.89°-48'-40"E., on the South line of Supervisors Plat No. 1, 206.60 feet to the East line of Olin Avenue and the Southwest Corner of Lot 17; thence N.00°-33'-10"W., on the East line of Olin Avenue, 100.00 feet; thence N.89°-48'-38"E., 259.81 feet to West line of Cooper Street; thence S.00°-22'-22"E., on said West line, 100.00 feet to the Southeast Corner of Lot 17; thence N.89°-48'-40"E., 49.50 feet to the East line of Cooper Street and the Southwest Corner of Lot 15; thence N.00°-22'-22"W., on said East line, 100.00 feet; thence N.89°-48'-42"E., 415.85 feet to West line of Reniger Court; thence S.00°-44'-49"E., on said West line, 100.00 feet to Southeast Corner of Lot 15; thence N.89°-48'-40"E., 50.00 feet to East line of Reniger Court and the Southwest Corner of Lot 6; thence N.00°-44'-49"W., on said East line, 100.00 feet; thence N.89°-48'-43"E., 199.18 feet to the East line of Lot 6; thence S.00°-54'-10"E., on said East line, 50.00 feet; thence N.89°-48'-38"E., 332.13 feet; thence S.00°-35'-20"E., 743 feet to North shore line of the Red Cedar River; thence Westerly on said North line 2822 feet, more or less; thence N.00°-32'-01"E., 198.00 feet; thence N.53°-27'-59"W., 565.00 feet; thence N.89°-27'-59"W., 305.00 feet to a point which is 24.75 feet, East of the West line of the East 1/2 of the Southeast 1/4; thence N.00°-32'-01"E., parallel said West

line, 613.50 feet to the South right-of-way line of Michigan Avenue (so-called); thence S.89°-37'-22"E., on said right-of-way line, 264.00 feet; thence S.00°-22'-38"W., 540.50 feet; thence S.89°-37'-22"E., 1020.84 feet to the point of beginning, containing 45.27 acres, more or less. Subject to easements, covenants, conditions, restrictions and/or reservations of record, if any.

YES ____

NO ____

BE IT FURTHER RESOLVED that the votes cast upon the proposal shall be counted, canvassed, and returned, and the results determined in the same manner as required for other electoral questions as prescribed by law.

BE IT FURTHER RESOLVED that the City Clerk is required to provide sufficient notice of the placement of this ballot proposal, in conformance with state election law, including to the County Clerk and is hereby authorized to take appropriate steps for the placement on the November 6, 2012 ballot.

BE IT FINALLY RESOLVED that if the sale or disposal of the Parcel is approved by the voters of the City of Lansing, and if the Administration subsequently negotiates an agreement for that purpose, that such sale or disposal, and appropriation of net proceeds, shall be returned to the Lansing City Council for final approval.

By Council Member Quinney

Motion Carried by the following roll call vote:

Yeas: Council Member Dunbar, Houghton, Jeffries, Quinney, Washington, Wood, Yorko

Nays: Council Member Robinson

RESOLUTION #2012-193

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, in the interest of working to contain the City's health care costs, the Mayor has recommended changes in the current provision of employee health insurance for the Executive Management Group; and

WHEREAS, similar changes are the subject of negotiations with other city employee bargaining units;

NOW, THEREFORE, BE IT RESOLVED, that for employees in the Executive Management Group, the Physician's Health Plan (PHP) DPL 15500 or the BCBS Community Blue Plan 12/20% health insurance plan becomes the "base plan" for the employee to choose. At the employee's option, an employee in this group may select alternate health insurance coverage under the Physician's Health Plan (PHP) DPL 15400 or the BCBS Community Blue Plan 4 Plan upon payment to the City of additional cost of such coverage ("Option 1"). The employee may also elect to continue health insurance coverage under the FY12 Physician's Health Plan or the FY12 BCBS Community Blue PPO1 Plan upon payment to the City of the additional cost of such coverage ("Option 2")

By Council Member Robinson

Motion Carried

RESOLUTION #2012-194

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, The Lansing Office of Emergency Management receives Federally-funded grant dollars, Emergency Management Performance Grant (EMPG), to pay for 37.027545% of the program Coordinators Salary and Fringe benefits; and

WHEREAS, The EMPG grant is an annual hand down grant to the State of Michigan and is awarded to Emergency Management programs within the State of Michigan annually; and

WHEREAS, The EMPG grant is designed to provide federal EMPG funds to the sub grantee for the development and maintenance of an emergency management program capable of protecting life, property, and vital infrastructure in time of disaster or emergency; and

WHEREAS, The EMPG awards \$49,894.00 for the duration of twelve (12) months

WHEREAS, The State of Michigan award of \$49,894.00 requires no local match or additional funding; and

WHEREAS, The EMPG grant will fund a percentage of the compensation of the Emergency Management program coordinator's salary and fringe benefits;

NOW, THEREFORE, BE IT RESOLVED, The Lansing City Council approves acceptance of the EMPG grant in the total amount of \$49,894.00 for the grant period beginning October 1, 2011 and ending September 30, 2012 to fund 37.027545% of the Emergency Management program coordinators salary; and

BE IT FINALLY RESOLVED, The Administration is authorized to create appropriate accounts and to make the necessary operating transfers for the expenditure and control of the balance of the grant funds.

By Council Member Robinson

Motion Carried

TABLED

Memorializing Congress to Amend the United States Constitution to allow the federal government to place limits on independent expenditures by corporations supporting or opposing candidates for federal office and to allow state governments to place limits on independent expenditures by corporations supporting or opposing candidates for state and local offices

By Council Member Dunbar

To place this item on the table

Motion Carried

REPORTS FROM COUNCIL COMMITTEES

RESOLUTION #2012-195 COMMITTEE REPORT

THE COMMITTEE ON WAYS AND MEANS met on August 23, 2012 and discussed information provided to the Committee from the Administration and the Internal Auditor as to the cost occurred by the City for allowing Occupy Lansing to reside in Reutter Park.

At a City Council meeting during public comment members of Occupy Lansing requested that we help to determine the actual cost incurred by the City incurred, whether a bill was sent out to Occupy Lansing and for a waiver of the Park Ordinance requiring Reutter Park to be vacated by 10 p.m. and the costs association with their occupation of the park.

Following a subsequent Committee meeting, dated July 12, 2012, the Committee on Ways and Means requested a detailed breakdown of the cost to the City for the time that Occupy Lansing activists used Reutter Park. After the July 26, 2012 meeting, the Chairperson, A'Lynne Robinson sent a letter to the Mayor requesting that the Administration provide the cost of the porta-potty's that were used during the Occupy

Lansing's use of Reutter Park, as well as an explanation of the increased cost of parking tickets and parking meter usage as a result of their occupancy.

After reviewing the costs provided by the Internal Auditor for Trash & Cleanup, Overtime Expenditures for the Lansing Police Department, and the porta-potty's, it was determined that the cost to the city was approximately \$15,107.51. It was also confirmed by the Mayor's Administration that the Occupy Lansing group was not billed, nor is expected to be billed now or in the future for the expenses incurred as a result of their use of Reutter Park. Mr. Hannan did state that if Occupy Lansing wishes to pay for the cost of the porta-potty's that they should do so with a check or money order to the City of Lansing.

As of Thursday, August 23, 2012, the Committee on Ways and Means considers this matter concluded as it pertains to its regular committee work.

Signed:

A'Lynne Robinson, Chair, Ways and Means
Carol Wood, Vice Chair, Ways and Means
Kathie Dunbar, Member, Ways and Means

By Council Member Robinson

To accept this Committee Report

Motion Carried

Council Member Quinney left the meeting at 8:16 p.m.

ORDINANCES FOR PASSAGE

An Ordinance of the City of Lansing to amend the Policemen's and Firemen's Retirement System Ordinance, Chapter 294, Sections 294.01 through 294.99 of the Lansing Codified Ordinances, to make it gender neutral and to ensure consistency with current collective bargaining agreements by adding definitions for credited service, dependent and retirement system; amending the definition of final average compensation; clarifying retirement allowance multipliers, member's pension options and surviving spouse retirement allowance; codifying a procedure for the repayment of withdrawn accumulated contributions; and providing a section for historical provisions

Was read a second time by its title and adopted by the following roll call vote:

Yeas: Council Members Dunbar, Houghton, Jeffries, Robinson, Washington, Wood, Yorko

Nays: None

By Council Member Robinson

THAT THIS ORDINANCE, BEING NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, HEALTH, OR SAFETY SHALL TAKE EFFECT UPON ITS PASSAGE

Motion Carried

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

- Reports from City Officers, Boards and Commissions:

- a. Letter(s) from the Mayor re:
 - i. Easement; Lots 26 and 27, Banghart Subdivision

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- Communications and Petitions and Other City Related Matters:

- a. Application for Community Funding submitted by Resurrection Ox Roast Committee for its Resurrection Ox Roast-Festival to be held September 7-9, 2012

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- b. Letter from Nancy Mahlow, President of the Eastside Neighborhood Association regarding the Zoning Ordinance and Special Land Use policies

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- c. Letter from Norma Bauer of 205 E. Jolly Road regarding Occupy Lansing

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS:

James Allen of 500 S. Pine St. spoke about various city matters.

Claude Beavers of 3010 Boston Blvd. spoke about various city matters.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Ronald Kruger of 3333 Moores River Dr. spoke about an ox roast.

Kenneth McMullen, no address give, spoke about various city matters.

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city matters.

Harold Leeman, Jr. of 435 N. Francis Ave. spoke about sidewalks.

William Hubbell of 36916 Wedgewood Dr. spoke about U Stream.

Willy Williams of P.O. Box 11042 spoke about various city matters.

John Pollard of 1718 Blair St. spoke about various city matters.

Russell Terry of 121 Mt. Hope Ave. spoke about affordable television.

Council Member Wood asked about a county wide millage for parks.

Randy Hannan, Executive Assistant to Mayor Bernero, stated that the

Mayor has discussed parks with the county.

City Attorney Smith stated that he would get clarification on whether or not City Council should be involved with a county millage for parks.

Council Member Robinson spoke about guard rails.

ADJOURNED TIME 8:55 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF SEPTEMBER 6, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 1:30 p.m. by President Jeffries

PRESENT: Council Members Jeffries, Quinney, Washington, Wood

ABSENT: Council Members Dunbar (Arrived at 1:37 p.m.), Houghton, Robinson (Arrived at 1:39 p.m.) and Yorke

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

TABLED ITEMS

1. Memorializing Congress to Amend the United States Constitution to allow the federal government to place limits on independent expenditures by corporations supporting or opposing candidates for federal office and to allow state governments to place limits on independent expenditures by corporations supporting or opposing candidates for state and local offices

COUNCIL MEMBERS' COMMENTS AND CITY CLERK'S ANNOUNCEMENTS:

Council Member Wood announced St. Stephen Church's 10th Annual Lyons Club event, Lansing Midnight Run for Special Olympics and a cancer survivors' fashion show.

Council Member Washington announced her next meeting for residents of the 1st Ward.

Council Member Quinney United Auto Workers' 3rd Annual Car Show.

COMMUNITY EVENT ANNOUNCEMENTS

Mary Elaine Keener announced a meeting with Niowave, Inc. regarding its "pole barn."

Council Member Dunbar arrived at the meeting at 1:37 p.m.

Sherley Ellis announced a cancer survivors' fashion show.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive assistant to Mayor Bernero, spoke about the

Michigan Mosaic Music Festival, the Dragon Boat Race, the Lansing Lugnuts' playoff games and the Mayors' Ramadan Dinner. He announced the September 11 memorial event, the Capital Farmers' Market, the next Mobile Food Pantry, Capital City River Run and many future events.

Council Member Robinson arrived at the meeting at 1:39 p.m.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunbar

To approve the printed Council Proceedings of August 13, 2012

Motion carried

PUBLIC COMMENT ON LEGISLATIVE MATTERS

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

1. In consideration of Z-3-12, a request from Shannon Wiggins and Mohamad Abduljaber to rezone the property at 5133 Balzer St. from "A" Residential District to "DM-1" Residential District for two single family homes

RETURNED TO COMMITTEE

Setting a Public Hearing for September 10, 2012 in consideration of PPE-0212, Application for Exemption of New Personal Property submitted by Pratt & Whitney Auto Air, Inc. for property located at 5640 Enterprise Dr.

By Council Member Quinney

To recommit this item

Motion Carried

Council Member Quinney gave a brief overview of the Public Hearing.

There were no speakers for public comment on Legislative Matters.

REFERRAL OF PUBLIC HEARINGS

1. In consideration of Z-3-12, a request from Shannon Wiggins and Mohamad Abduljaber to rezone the property at 5133 Balzer St. from "A" Residential District to "DM-1" Residential District for two single family homes

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #2012-196

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Easement - Lots 26 and 27, Banghart Subdivision

WHEREAS, in 1936, the City of Lansing acquired an exclusive sewer easement from George Banghart for the sewer known as the "Water Street Sewer System"; and

WHEREAS, this easement encompasses more than thirty properties between Banghart and Bates Streets, including Lots 26 and 27, Banghart Subdivision; and

WHEREAS, the sewer separation improvements have been completed in the Water Street Sewer System area, including said Lots 26 and 27; and

WHEREAS, Dennis Miller of 915 Banghart, owner of Lots 26, 27, and 28, requests a termination of the easement on Lot 27; and

WHEREAS, in the Planning Board's review of several property transactions affected the CSO project in the immediate area (Act 16-04), the Board recommended that "the Public Service Department replace or clarify, if necessary, the existing easement located across Lot 26, Banghart Subdivision with a new 40' sewer easement as authorized by Resolution #745, dated December 16, 1991"; and

WHEREAS, City Council Resolution #023 of 2005 regarding Act-16-04 authorized the City Administration "to recommend the terms of the purchase of the properties, individually or collectively, to the Committee on Development and Planning upon the completion of negotiations," with the transactions subject to City Council action; and

WHEREAS, for the storm sewer existing on Lot 26, the Public Service Department proposes to:

- 1) update the 1936 easement over Lot 26, and
- 2) terminate its easement over Lot 27,
- 3)

in keeping with the Act-16-04 Planning Board recommendation; and

WHEREAS, the Committee on Development and Planning has reviewed proposal in light of the Planning Board recommendation and concurs therewith;

NOW, THEREFORE BE IT RESOLVED, that the Lansing City Council hereby approves the termination of the existing easement over Lots 26 and 27, particularly described as:

that portion of the Water Street Sewer System easement, granted by George E. Banghart to the City of Lansing on January 9, 1936, which lies over Lots 26 and 27, Banghart Subdivision, according to the recorded plat thereof;

and the procurement of a new easement for the installation and maintenance of municipal utilities over Lot 26, legally described as: Lot 26, Banghart's Subdivision, City of Lansing, Ingham County, Michigan, according to the recorded plat thereof as recorded in Liber 13 of Plats, Page 39, Ingham County Records for One Dollar (\$1.00).

THEREFORE, BE IT FINALLY RESOLVED, the Mayor is authorized to sign and effectuate the aforementioned transactions on behalf of the City after approval as to content and form by the City Attorney.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-197

BY THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Vern Johnson of 2211 Barritt Street in Lansing, MI, 48912, as City of Lansing representative, to the Capital Area District Library Board for a term to expire April 15, 2014.

WHEREAS, the nominees have been vetted and meet the qualifications as required by the City Charter;

WHEREAS, the Committee on Intergovernmental Relations met on September 5, 2012 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby confirms the appointment of Vern Johnson of 2211 Barritt Street in Lansing, MI, 48912, as City of Lansing representative, to the Capital Area District Library Board for a term to expire April 15, 2014.

By Council Member Washington

Motion Carried

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

**REPORTS FROM CITY OFFICERS, BOARDS, AND
COMMISSIONS; COMMUNICATIONS AND
PETITIONS; AND OTHER CITY RELATED MATTERS**

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

Reports from City Officers, Boards and Commissions:

- a. Letters from the City Clerk:
 - i. Submitting an Application for Request for Non-Profit Status in the City of Lansing submitted by Michigan Titans Basketball Club located at 5550 Manor Dr.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- ii. Providing notice of the placement on file of Minutes of Boards and Authorities

RECEIVED AND PLACED ON FILE

- b. Letter(s) from the Mayor re:
 - i. Grant Acceptance and Transfer of Funds; Federal Emergency Management, Fiscal Year 2011 Staffing for Adequate Fire and Emergency Response (SAFER) Grant to Rehire Laid-Off Firefighters

**REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE
INTERNAL AUDITOR**

Communications and Petitions, and Other City Related Matters:

- a. Letters from the State of Michigan Liquor Control Commission providing notice of:
 - i. An application from Karamjeet Singh and Mohan

Singh Multani to Transfer Ownership of a 2012 Specially Designated Distributor (SDD) and Specially Designated Merchant (SDM) Licensed Business located at 800 Baker St.

There were no speakers for public comment on city government related matters.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- ii. An application from TSFR Apple Venture, LLC to Transfer Ownership of a 2012 Class C Licensed Business located at 6270 S. Cedar St.

ADJOURNED TIME 1:57 P.M.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- iii. An application from Farhat Seraj to Transfer Ownership of a 2012 Specially Designated Merchant (SDM) Licensed Business located at 1220 E. Grand River Ave.

CHRIS SWOPE, CITY CLERK

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- iv. The approval of a Temporary Outdoor Service Permit for a Post-Game Concert at 505 E. Michigan Ave. to be held on September 6, 2012

RECEIVED AND PLACED ON FILE

- b. Affidavit of Disclosure submitted by Noel Garcia of the Lansing Police Department

REFERRED TO THE BOARD OF ETHICS

- c. Claims Appeals submitted by Jeffrey Poorman for property located at:
 - i. 229. S. Pennsylvania Ave.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- ii. 1819 Maplewood Ave.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- iii. 915 Baker St.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- iv. 1022 N. Martin Luther King, Jr. Blvd.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

MOTION OF EXCUSED ABSENCE

By Council Member Dunbar

To excuse Council Members Houghton and Yorko from this afternoon's proceedings

Motion Carried

REMARKS BY COUNCIL MEMBERS

Council Member Robinson stated that the next 2nd Saturdays meeting for residents of the 3rd Ward has been canceled.

Vice President Dunbar announced the opening of the South Lansing Farmers' Market and she announced REO Town Art Attack!

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF SEPTEMBER 10, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:07 p.m. by President Jeffries.

PRESENT: Council Members Jeffries, Quinney, Robinson, Washington, Wood, Yorko

ABSENT: Council Members Dunbar and Houghton

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Robinson

To approve the printed Council Proceedings of August 20, 2012

Motion carried

TABLED ITEMS

1. Memorializing Congress to Amend the United States Constitution to allow the federal government to place limits on independent expenditures by corporations supporting or opposing candidates for federal office and to allow state governments to place limits on independent expenditures by corporations supporting or opposing candidates for state and local offices

SPECIAL CEREMONIES

• Special Ceremonies

1. Tribute; In recognition of the Tejano/Latino Music Festival

Council Member Wood stated that a resolution would be presented to the group present.

City Clerk Swope read the following Resolution:

RESOLUTION #2012-198

BY COUNCIL MEMBER CAROL WOOD

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, September 15, 2012, marks the 2nd Annual Lansing for César E. Chávez Committee celebration of the 2012 Tejano/Latino Music Festival; and

WHEREAS, the music festival will showcase local and statewide Tejano style bands along with other musical talent. The event will include food booths reflecting the diversity of Lansing, merchandise vendors displaying their wares, and community vendors sharing valuable information along with activities for children and enjoyment for the entire family.

WHEREAS, the Lansing for César E. Chávez Committee is a grass roots non-profit organization dedicated to preserving the legacy of the great labor leader and humanitarian, César E. Chávez who represents the American ideal of equality, tolerance, and justice.

WHEREAS, the Lansing for César E. Chávez Committee was responsible for the efforts to rename Lot 56 in Old Town to César E. Chávez Plaza and that East Grand River receive the distinction of memorial street honorarium with dual signage; and

WHERE, the Tejano/Latino Music Festival is one of the fundraising efforts to help finance a new arch at the César E. Chávez Plaza.

NOW THEREFORE, BE IT RESOLVED, Lansing City Council, hereby, congratulates and wishes much success for the Lansing for César E. Chávez Committee 2nd Annual Tejano/Latino Music Festival and recognizes César E. Chávez for his unwavering efforts of assuring fair wages, good living conditions and humane working conditions, health care, education, and respect for American farm workers continue to this very day.

By Council Member Wood

Motion Carried

Council Member Wood stated that the committee member should showcase their work.

Lorenzo Lopez showed his appreciation to the City Council and the administration for this presentation. He spoke about the Tejano/Latino Music Festival.

Elva Reyes spoke about all of the issues in which the committee is involved.

Rudy Reyes spoke about volunteers.

2. Mayoral Presentation; In recognition of the Dedication Ceremony & Open House for the Alfreda Schmidt Southside Community Center

Mayor Bernero spoke about the Alfreda Schmidt Southside Community Center and the legacy of Alfreda Schmidt. He read portions of a proclamation.

President Jeffries spoke about the efforts to name the Alfreda Schmidt Southside Community Center. He spoke about the time he first met Alfreda Schmidt.

City Clerk Swope read the last clause of the following Resolution:

RESOLUTION #2012-199

BY COUNCIL MEMBER TINA HOUGHTON

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Alfreda Schmidt and her husband Frank raised four wonderful children; Pamela, Jim, Bill, and Bob; and

WHEREAS, she served on the Lansing Board of Fire Commissioners from 1972-1978, and in 1978, having learned of an "Unknown Fireman" stone marker at the Mount Hope Cemetery, she and two firefighters arranged for a memorial service at the site on Memorial Day. The ceremony has since evolved into an annual ceremony attended by families of firefighters killed in the line of duty; and

WHEREAS, Alfreda served as a Councilmember for the City of Lansing for three terms, and as an Ingham County Commissioner for two terms; and

WHEREAS, her dedication to the City of Lansing community is as diverse as her generosity is limitless; she has served on numerous boards and commissions; including the Board of Directors of the Capital Area Girl Scout Council, Ingham County Parks Board, Immaculate Heart of Mary Spiritual Aims Committee for the South Lansing Kiwanis, the Lansing City Public Service Board, a long-time member of the Ingham County Republican Party, and a charter member of the South Lansing Business Association; and

WHEREAS, in 2004, Alfreda co-chaired the original committee formed to study the Hawk Island playground project and worked diligently with the Ingham County Parks Department and Kiwanis leaders to initiate the fundraising effort; and

WHEREAS, Alfreda received the Mayor's Hometown Hero Award in 2007 for her many years of public service on area boards and commissions and for her instrumental role in putting together the first indoor Veteran's Day event; and

WHEREAS, the South Lansing Business Association honored her for her lifetime of service to the City of Lansing and its residents, with its distinguished Lifetime Achievement Award in 2008;

WHEREAS, in honor and appreciation of her lifetime of excellence and service to the community, the City of Lansing is holding a dedication ceremony and open house to introduce the Alfreda Schmidt Southside Community Center on Wednesday, September 12, 2012;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to exalt Alfreda Schmidt's contributions to her community with its highest regards. She has proven to be a legendary figure that epitomizes the values, dignity, and generosity of a visionary leader.

By Council Member Jeffries

Motion Carried

Alfreda Schmidt spoke about working with people to solve issues.

Mayor Bernero invited the community to the opening of the Alfreda Schmidt Southside Community Center.

COUNCIL MEMBERS' COMMENTS AND CITY CLERK'S ANNOUNCEMENTS:

Council Member Wood announced free computer training at Closing the Digital Gap, The Old Everett neighborhood meeting, an affordable healthcare meeting at Cristo Rey Church and Michigan Asthmatic Coalition event.

Council Member Washington announced a candidate forum at the Eastside Neighborhood Organization meeting, the Allen Street Farmer's Market and a craftsman event at the Allen Neighborhood Center.

Council Member Yorko spoke about the Mayors' Ramadan Unity Dinner, the Drexel Block Party, REOtown Art Attack! She announced an event for the 9/11 remembrance, a meeting regarding the former Genesee Street School, the Tejano/Latino Music Festival and the Peace in Lansing event.

Council Member Quinney spoke about the upcoming Tejano/Latino Music Festival. He also spoke about the Alfreda Schmidt Southside Community Center.

City Clerk Swope spoke about the November Presidential Election.

Council Member Wood announced a meeting with the Walnut Neighborhood Association regarding Niowave, Inc.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Mayor Bernero spoke about the cancellation of the neighborhood meeting with Niowave, Inc., the Alfreda Schmidt Southside Community Center, the Mayors' Ramadan Unity Dinner, the 9/11 remembrance ceremony, the next Mobile Food Pantry event, Lansing Community Connect, PPE-02-12, and the Red Cedar redevelopment project.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

- Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings.

John Pollard of 1718 Blair St. spoke about Setting a Public Hearing for September 17, 2012 in consideration of PPE-02-12.

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #2012-200

BY COUNCIL MEMBER CAROL WOOD

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Leaving Everlasting Memories As Time Advances (LEMATA) mission is "To provide a powerful and dynamic message of love, hope, and healing to those challenged by physical, mental and emotional illnesses and disabilities by bringing an awareness to all through the dynamics of modeling."; and

WHEREAS, the 3rd Annual Fashion Show "Celebrating Survival" Cancer Survivor's Fashion show will honor and showcase "Cancer Survivors" as they are true champions and should be recognized, encouraged, and supported for their efforts of survival; and

WHEREAS, LEMATA has worked closely with doctors, dignitaries, and members of the American Cancer Society to host this fundraiser to help support the American Cancer Society, help with cancer prevention, treatment and cures;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to express its deep appreciation to LEMATA for their wonderful work in raising funds for the American Cancer Society and for highlighting our survivors in Lansing. Thank you to Sherly Ellis and the volunteers who work so hard to bring awareness and support our community!

By Council Member Wood

Motion Carried

RESOLUTION #2012-201

BY THE PLANNING AND DEVELOPMENT COMMITTEE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
Setting a Public Hearing for a Personal Property Exemption

WHEREAS, pursuant to Public Act 328 of 1998, Pratt & Whitney – Auto Air Inc. has made Application for Exemption of New Personal Property (PPE-02-12) for an area commonly known as 5640 Enterprise Drive which is contained within the Lansing Brownfield Redevelopment District, established by the Lansing City Council on August 18, 1997 pursuant to Public Act 381 of 1996, as amended, and

WHEREAS, prior to acting upon this request, the City desires to hold a public hearing on Pratt & Whitney – Auto Air Inc.'s Application for Exemption of New Personal Property (PPE-02-12), to allow for all residents, taxpayers and other interested persons to appear and be heard;

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on September 17, 2012, on Pratt & Whitney – Auto Air Inc.'s application for New Personal Property Exemption on the following described property:

LOT 12 EXC W'LY 230 FT MIDWAY INDUSTRIAL CENTER; LOT 13 MIDWAY INDUSTRIAL CENTER; THAT PART OF LOT 14 NW'LY OF A LINE 25 FT S'LY MEAS D AT RT ANG S & PARL TO A LINE COM ON NE'LY LINE SAID LOT 248.3 FT SE'LY OF N'LY COR SAID LOT, TH S 66DEG 56MIN W 482.36 FT, N 62DEG 33MIN 40SCD W 67 FT TO PT OF ENDING ON SW'LY LOT LINE 187.5 FT SE'LY OF W'LY COR LOT 14 MIDWAY INDUSTRIAL CENTER, 33-01-05-03-401-121, 33-01-05-03-401-111, 33-01-05-03-401-131

and, that the City Clerk cause to be published in a publication of general circulation, giving notice of such hearing, and that the City Clerk also shall notify the Lansing City Assessor and the legislative body of each taxing unit that levies ad valorem property taxes in the eligible local assessing district in which the eligible district is located. Before acting on the resolution, the Lansing City Council shall afford an opportunity for all residents, taxpayers of the City of Lansing, other interested persons, including but not limited to the City Assessor and representatives of the affected taxing units, to appear and be heard on the approval of a New Personal Property Exemption (PPE-02-12).

By Council Member Quinney

Motion Carried

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

**REPORTS FROM CITY OFFICERS, BOARDS, AND
COMMISSIONS; COMMUNICATIONS AND
PETITIONS; AND OTHER CITY RELATED MATTERS**

By Council Member Robinson that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

• Reports from City Officers, Boards and Commissions:

- a. Letter(s) from the Mayor re:
 - i. SLU-6-12; 3124 S. Martin Luther King, Jr. Blvd.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- ii. Revision of the City of Lansing's Citizen Participation Plan

REFERRED TO THE COMMITTEE OF THE WHOLE

• Communications and Petitions, and Other City Related Matters:

- a. Letter from the State of Michigan Liquor Control Commission providing notice of an Application from Tripper's, Inc. to Transfer Interest in a 2012 Class C Licensed Business located at 350 Frandor Ave.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- b. Claim Appeal; Tom Arnold for property located at 1118 S. Washington Ave.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

MOTION OF EXCUSED ABSENCE

By Council Member Robinson

To excuse Council Members Dunbar and Houghton from tonight's proceedings

Motion Carried

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

Harold King of 1563 N. High St. spoke about various city matters.

Robert Ovalle of 2023 Park Ln., Delhi Twp., spoke about various city matters.

Penny Gardner of 1035 Seymour Ave. spoke about Niowave, Inc.'s "pole barn."

Stan Shuck of 818 Cooper Ave. spoke about various city matters.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

John Pollard of 1718 Blair St. spoke about various city matters.

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city matters.

Willy Williams of P.O. Box 11042 spoke about various city matters.

Council Member Robinson spoke about speakers keeping to city government related matters.

ADJOURNED TIME 8:25 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF SEPTEMBER 17, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:24 p.m. by President Jeffries.

PRESENT: Council Members Dunbar, Jeffries, Quinney, Robinson, Washington, Wood

ABSENT: Council Member Houghton and Yorko

Council Member Wood asked people to remember Jack Stouffer, who recently passed away, during the moment of Meditation. The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunbar

To approve the printed Council Proceedings of August 27 and September 6, 2012

Motion carried

TABLED ITEMS

1. Memorializing Congress to Amend the United States Constitution to allow the federal government to place limits on independent expenditures by corporations supporting or opposing candidates for federal office and to allow state governments to place limits on independent expenditures by corporations supporting or opposing candidates for state and local offices

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS**

Council Member Wood announced the 6th Annual Friends of Lansing Cemeteries Fall Walking Tour, live music events at Reutter Park and Closing the Digital Gap's training sessions.

Council Member Robinson announced Churchill Downs, Colonial Village and Lewton-Rich neighborhood meetings.

Council Member Washington announced Eastside Neighborhood Organization's Meet the Candidates Night, Allen Street Market events, a vinyl window installation workshop and Michigan Department of Transportation's meeting regarding US 127 auxiliary lanes.

Vice President Dunbar spoke about the South Side market and Lily Tomlin's performance at Wharton Center.

City Clerk Swope spoke about military absentee ballots and the upcoming Presidential Election.

COMMUNITY EVENT ANNOUNCEMENTS

Darnell E. Oldham, Sr. announced the Churchill Downs neighborhood meeting.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about the recent Mobile Food Pantry, the dedication of the Alfreda Schmidt South Side Community Center. He announced Lansing Community Connect and Bluesfest. He also spoke about several items on tonight's agenda including the public hearing for PPE-0212.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

- Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

1. In consideration of PPE-0212; Application for Exemption of New Personal Property submitted by Pratt & Whitney Auto Air, Inc. for property located at 5640 Enterprise Dr.

Council Member Quinney gave a brief overview of the Public Hearing.

Pete Gibson of 5640 Enterprise Dr. spoke in support of PPE-0212.

John Pollard of 1718 Blair St. spoke in opposition to PPE-0212.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke in opposition to PPE-0212.

Stan Shuck of 818 Cooper Ave. stated concerns with the Ratification of Teamsters 214 Collective Bargaining Agreement.

REFERRAL OF PUBLIC HEARINGS

1. In consideration of PPE-0212; Application for Exemption of New Personal Property submitted by Pratt & Whitney Auto Air, Inc. for property located at 5640 Enterprise Dr.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #2012-202

BY THE COMMITTEE ON DEVELOPMENT & PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, October 1, 2012, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

SLU-6-2012: Special Land Use Permit, Church at 3124 S. ML King Blvd.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-203

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, The Lansing Fire Department received a Federal Emergency Management, FY 2011 Staffing for Adequate Fire and Emergency Response (SAFER); and

WHEREAS, The SAFER grant is a FEMA grant and is awarded to fire departments as a competitive bid process; and

WHEREAS, The SAFER grant is designed to provide federal funds to for the purpose of rehire laid-off fire fighters based on homeland security guidelines; and

WHEREAS, The SAFER awards \$2,279,256.00 for the duration of Twelve (24) months, \$903,048.00 for Personnel and \$1,376,208.00 for Fringe Benefits; and

WHEREAS, The SAFER award for \$2,279,256.00 requires a local match of \$0.00; and

WHEREAS, The SAFER grant will support the Lansing Fire Department with funding to rehire eight laid-off fire fighters; and

WHEREAS, the SAFER grant requires that the Firefighters are re-hired within ninety days of receipt of the grant award on July 16, 2012 to be funded 24 months in total; and

NOW, THEREFORE, BE IT RESOLVED, The Lansing City Council approves acceptance of the SAFER grant in the total amount of \$2,279,256.00 for the grant period beginning July 16, 2012 and ending July 14, 2014 to the Lansing Fire Departments operational needs.

BE IT FINALLY RESOLVED, The Administration is authorized to create appropriate accounts and to make the necessary operating transfers for the expenditure and control of the balance of the grant funds.

By Council Member Robinson

To place an affirmative roll on the resolution

By Council Member Robinson

To Amend the Seventh WHEREAS clause following "ninety" by inserting "days"

Motion Carried

The question being the motion to place an affirmative roll on the resolution

Motion Carried

RESOLUTION #2012-204
COMMITTEE OF THE WHOLE

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City of Lansing and the Teamsters Local 214, Supervisory and Non-Supervisory Units, have negotiated a labor agreement for the period covering August 1, 2012 through December 31, 2014; and

WHEREAS, the membership has ratified this agreement; and

WHEREAS, the Mayor has recommended that the contract be approved; and

NOW, THEREFORE BE IT RESOLVED, that the City Council hereby ratifies the contract between the City of Lansing and the Teamsters Local 214, Supervisory and Non-Supervisory Units, for the period August 1, 2012 through December 31, 2014.

By Council Member Dunbar

Motion Carried

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

**REPORTS FROM CITY OFFICERS, BOARDS, AND
COMMISSIONS; COMMUNICATIONS AND
PETITIONS; AND OTHER CITY RELATED MATTERS**

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

• Reports from City Officers, Boards and Commissions:

a. Letter(s) from the Mayor re:

i. Ratification of Tentative Teamsters 214 Collective Bargaining Agreement; Supervisory and Non-Supervisory Units

RECEIVED AND PLACED ON FILE

ii. Public Improvement IV; 200 Clifford St., Sidewalk Drainage Improvement Project

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

• Communications and Petitions, and Other City Related Matters:

a. Letter from the State of Michigan Liquor Control Commission providing notice of an Application from London Family Restaurants, LLC to Transfer Ownership of a 2012 Class C and Specially Designated Merchant (SDM) Licensed Business located at 1014-1018 W. Saginaw St.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

MOTION OF EXCUSED ABSENCE

By Council Member Dunbar

To excuse Council Members Houghton and Yorko from tonight's proceedings

Motion Carried

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

Harold King of 1563 N. High St. spoke about various city matters.

John Boise, no address given, spoke about various city matters.

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city matters.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Stan Shuck of 818 Cooper Ave. spoke about various city matters.

Terry Grimm of 1012 N. Walnut St. spoke about Niowave, Inc.'s "pole barn."

Jerry Hollister of 1012 N. Walnut St. spoke about Niowave, Inc.'s "pole barn."

Willy Williams of P.O. Box 11042 spoke about various city matters.

John Pollard of 1718 Blair St. spoke about various city matters.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

ADJOURNED TIME 8:38 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF SEPTEMBER 24, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries

PRESENT: Council Members Dunbar, Houghton, Jeffries, Quinney, Robinson, Washington, Wood

ABSENT: Council Member Yorko

President Jeffries spoke about the conduct of audience members at City Council Meetings.

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunbar

To approve the printed Council Proceedings of September 10, 2012

Motion carried

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS**

Council Member Wood announced the 6th Annual Friends of Lansing Cemeteries Fall Walking Tour.

Vice President Dunbar spoke about the South Lansing Farmer's Market and Council Member Yorko's medical condition.

City Clerk Swope spoke about the close of registration and absentee ballots for the upcoming Presidential election.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about Lansing Community Connect and BluesFest. He announced Trick or Treat on the Square and the first meeting of the Mayor's Financial Health Team.

TABLED ITEMS

1. Memorializing Congress to Amend the United States Constitution to allow the federal government to place limits on

independent expenditures by corporations supporting or opposing candidates for federal office and to allow state governments to place limits on independent expenditures by corporations supporting or opposing candidates for state and local offices

By Council Member Robinson

To remove this item from the table

Motion Carried

City Attorney Smith spoke about changes to the previously tabled item.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

- Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings

Roman Collins of 605 Doyle Rd., Laingsburg, spoke about Memorializing Congress to Amend the United States Constitution to allow the federal government to place limits on independent expenditures by corporations supporting or opposing candidates for federal office and to allow state governments to place limits on independent expenditures by corporations supporting or opposing candidates for state and local offices.

LEGISLATIVE MATTERS

CONSENT AGENDA

By Council Member Dunbar

To approve all items on the Consent Agenda.

Council Member Wood asked that items 2a, 2b, 2c, 2d, 2e and the previously table item be removed from the Consent Agenda.

RESOLUTION #2012-205

BY COUNCIL MEMBERS JEFFRIES, DUNBAR, HOUGHTON,
QUINNEY, ROBINSON, WASHINGTON, WOOD, AND YORKO.
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Lansing Branch of the National Association for the Advancement of Colored People (NAACP) has announced its 47th Annual Freedom Fund Dinner to be held Saturday, September 29, 2012 at the Best Western Hotel and Convention Center; and

WHEREAS, in 1919, the Lansing Branch of the NAACP was chartered under the leadership of Mr. C.A. Campbell who fought diligently to enforce civil rights laws for the community; and

WHEREAS, the NAACP's mission is to ensure the political, educational, social, and economic equality of rights for all persons and to eliminate hatred and racial discrimination; the efforts put forth through the Lansing Branch made vast strides in integrating the Lansing community; and

WHEREAS, for over 100 years, the NAACP has led the movement on social rights and equality; and

WHEREAS, the keynote speaker, Reverend Dr. Wendell Anthony, is President of the largest Michigan branch of the Detroit Branch NAACP and Senior Pastor of Fellowship Chapel Church in Detroit; and

WHEREAS, the NAACP 47th Annual Freedom Fund Dinner offers an opportunity for the community to come together in support of the work of the NAACP Lansing Branch and share in the celebration, "Battle for the Ballot – This is My Vote!";

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, acknowledges the Lansing Branch of the National Association for the Advancement of Colored People on its 47th Annual Freedom Fund Dinner and expresses our admiration and gratitude to its members for their achievements and commitment to the City of Lansing and its residents. We applaud them for many years of success and diligence in the fight for equality and anticipate many more to come. Congratulations!

Approved as part of the Consent Agenda

RESOLUTIONS

RESOLUTION #2012-206

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Michigan Titans Basketball Club, located at 5500 Manor Drive, has requested a resolution of recognition as a Local Nonprofit Organization operating in the City of Lansing for the purpose of obtaining a charitable gaming license pursuant to MCL 432.103 (9); and

WHEREAS, the City Attorney has reported that, based on a review of the documentation submitted, the applicant qualifies as a Local Nonprofit Organization;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, recognizes the Michigan Titans Basketball Club as a Local Nonprofit Organization operating in the City of Lansing for the purpose of obtaining a charitable gaming license.

BE IT FURTHER RESOLVED the City Clerk is requested to provide a copy of this resolution to the Michigan Titans Basketball Club of 5500 Manor Dr., Lansing, MI 48911.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-207

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Jeffrey Poorman sought to eliminate special assessment of \$150.00 for Tag Monitoring Fees and all associated penalties and interest on the property tax bill of 229 S. Pennsylvania, Lansing, Michigan 48912; and

WHEREAS, the Committee on General Services met on September 19, 2012 to review the claim;

NOW, THEREFORE, BE IT RESOLVED that the City Council, hereby, grants the claim of \$150.00 to Jeffrey Poorman on special assessment on Tag Monitoring Fees and all associated penalties and interest on the property tax bill of 229 S. Pennsylvania, Lansing, Michigan 48912;

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-208

BY COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Jeffrey Poorman sought to eliminate special assessment of \$600.00 for Tag Monitoring fees and all associated penalties and interest on the property tax bill of 1819 Maplewood, Lansing, Michigan 48910; and

WHEREAS, the Committee on General Services met on September 19, 2012 to review the claim;

NOW, THEREFORE, BE IT RESOLVED that the City Council, hereby, denies the claim filed by Jeffrey Poorman of \$600.00 for special assessment on Tag Monitoring fees and all associated penalties and interest on the property tax bill of 1819 Maplewood, Lansing, Michigan 48910;

BE IT FURTHER RESOLVED that no further action is required by the City Attorney for processing this claim.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-209

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Jeffrey Poorman sought to eliminate special assessment of \$600.00 for Tag Monitoring fees and all associated penalties and interest on the property tax bill of 915 Baker, Lansing, Michigan 48910; and

WHEREAS, the Committee on General Services met on September 19, 2012 to review the claim;

NOW, THEREFORE, BE IT RESOLVED that the City Council, hereby, denies the claim filed by Jeffrey Poorman of \$600.00 for special assessment on Tag Monitoring fees and all associated penalties and interest on the property tax bill of 915 Baker, Lansing, Michigan 48910;

BE IT FURTHER RESOLVED that no further action is required by the City Attorney for processing this claim.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-210

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Jeffrey Poorman sought to eliminate special assessment of \$150.00 for Tag Monitoring fees and all associated penalties and interest on the property tax bill of 1022 N. Martin Luther King, Lansing, Michigan 48915; and

WHEREAS, the Committee on General Services met on September 19, 2012 to review the claim;

NOW, THEREFORE, BE IT RESOLVED that the City Council, hereby, denies the claim filed by Jeffrey Poorman of \$150.00 for special assessment on Tag Monitoring fees and all associated penalties and interest on the property tax bill of 1022 N. Martin Luther King, Lansing, Michigan 48915;

BE IT FURTHER RESOLVED that no further action is required by the City

Attorney for processing this claim.

By Council Member Houghton

RESOLUTION #2012-211

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City Council of the City of Lansing disagrees with the Citizens United v Federal Election Commission decision, 558 U.S. 50 (2010), in which the United States Supreme Court overruled the decision in Austin v Michigan Chamber of Commerce 494 U.S. 652 (1990) and determined that the Federal Election Commission does not have an interest sufficient to justify limits on independent expenditures made by corporations; and

WHEREAS, the City Council of the City of Lansing believes that corporations should not be treated as people in the context of campaign finance regulation but as legal entities whose purpose and utility is to be determined by "we the people" under the federal, state, and local laws of these United States, and that such purpose and utility should not extend to the use of money as speech; and

WHEREAS, the City Council of the City of Lansing believes that money should be treated as property, not speech, consistent with the United States Supreme Court's decision in Buckley v Valeo, 424 U.S. 1 (1976);

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lansing calls on the Michigan legislature and the United States Congress to disclose all independent expenditures made by individuals and corporations seeking to influence the elections for public office at the federal, state, and local levels;

BE IT FURTHER RESOLVED that the City Council of the City of Lansing supports the Move To Amend coalition in their proposed amendment to the United States Constitution and requests that Congress propose and pass a twenty-eighth amendment to the United States Constitution that states with respect to campaign finance regulations that "corporations are not people," "money is not speech," and that "federal, state, and local governments have the authority to regulate expenditures made by individuals and corporations seeking to influence the elections for public office at the federal, state, and local levels."

By Council Member Dunbar

To accept a substitute resolution for the one originally placed in the packet

Motion Carried

By Council Member Dunbar

To place an affirmative roll on the substitute resolution

By Council Member Wood

To Amend the BE IT FURTHER RESOLVED following "the United States Constitution that states" by inserting "with respect to campaign finance regulations that"

Motion Carried

By Council Member Dunbar

To Amend the second WHEREAS clause following "treated as people" by inserting "in the context of campaign finance regulation"

Motion Carried

The question being the motion to place an affirmative roll on the substituted resolution

Motion Carried

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

**REPORTS FROM CITY OFFICERS, BOARDS, AND
COMMISSIONS; COMMUNICATIONS AND
PETITIONS; AND OTHER CITY RELATED MATTERS**

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

• Reports from City Officers, Boards and Commissions:

- a. Letter from the City Clerk submitting the proposed 2013 City Council meeting schedule

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- b. Letter(s) from the Mayor re:

- i. Act-6-2012; Groundwater Treatment Infrastructure-Los Alamos Technical Associates (LATA), on behalf of the Goodyear Tire & Rubber Company

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- ii. Act-7-2012; Marketing for Sale 629 W. Hillsdale St., Fire Station #3

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- iii. Act-8-2012; Marketing for Sale 1821 Todd Ave., Fire Station #5

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- iv. Act-9-2012; Marketing for Sale 629 N. Jenison Ave., Fire Station #7

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- v. Appointment of Anthony Mullen to the Board of Water and Light Board of Trustees for an At-Large Term to Expire June 30, 2013

REFERRED TO THE COMMITTEE OF THE WHOLE

• Communications and Petitions, and Other City Related Matters:

- a. Letter from the office of Ingham County Treasurer, Eric Schertzing, regarding tax foreclosed properties in the City of Lansing

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND

PLANNING

MOTION OF EXCUSED ABSENCE

By Council Member Robinson

To excuse Council Member Yorko from tonight's proceedings

Motion Carried

REMARKS BY COUNCIL MEMBERS

Council Member Washington announced the Eastside Neighborhood Association's Candidate Night event.

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city matters.

ADJOURNED TIME 7:44 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF OCTOBER 1, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:01 p.m. by President Jeffries.

PRESENT: Council Members Houghton, Jeffries, Quinney, Robinson, Washington, Wood, Yorko

ABSENT: Council Member Dunbar

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS**

Council Member Yorko explained her recent absence from City Council meetings.

Council Member Wood announced a candlelight vigil for domestic violence, Genesee Neighborhood Association's monthly meeting and she spoke about bike lanes on Saginaw St.

Council Member Washington spoke about events at Allen Neighborhood Center, Eastside Neighborhood Organization's candidate night event and her own meeting for residents of the 1st Ward.

Council Member Houghton stated that Vice President Dunbar has pneumonia and that is the reason for her absence tonight.

City Clerk Swope stated that his office has received absentee ballots and that his staff is starting to mail them to requestors. He also spoke about the close of registration for the Presidential Election.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, announced Oktoberfest, the 17th annual Cesar Chavez dinner and award ceremony, Trick or Treat on the Square and Silver Bells in the City.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

1. In consideration of SLU-6-12; a request by Allyssa Narvaez, City of Refuge Ministries, to utilize the building at 3124 S. Martin Luther King, Jr. Blvd. for a church

Council Member Quinney gave a brief overview of the Public Hearing.

City Clerk Swope acknowledged a letter from Old Everett Neighborhood Association regarding SLU-6-12.

Allyssa Narvaez of City of Refuge Ministries, spoke in support of SLU-6-12.

REFERRAL OF PUBLIC HEARINGS

1. In consideration of SLU-6-12; a request by Allyssa Narvaez, City of Refuge Ministries, to utilize the building at 3124 S. Martin Luther King, Jr. Blvd. for a church

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

LEGISLATIVE MATTERS

CONSENT AGENDA

NO ACTION WAS TAKEN ON THIS ITEM

Revision of the City of Lansing's Citizen Participation Plan

By Council Member Robinson

To approve all items remaining on the Consent Agenda.

Motion Carried

RESOLUTION #2012-212

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Tom Arnold sought to eliminate special assessment of \$3,335.11 for Board-up fees and all associated penalties and interest on the property tax bill of 1118 S. Washington, Lansing, Michigan 48910; and

WHEREAS, the Committee on General Services met on September 19, 2012 to review the claim;

NOW, THEREFORE, BE IT RESOLVED that the City Council, hereby, denies the claim filed by Tom Arnold of \$3,335.11 for special assessment on Board-up fees and all associated penalties and interest on the property tax bill of 1118 S. Washington, Lansing, Michigan 48910;

BE IT FURTHER RESOLVED that no further action is required by the City Attorney for processing this claim.

Adopted as part of the Consent Agenda

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON CITY GOVERNMENT**

RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

CHRIS SWOPE, CITY CLERK**REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS**

By Council Member Robinson that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

- Reports from City Officers, Boards and Commissions:
 - a. Letter from the City Clerk providing notice of the placement on file of Minutes of Boards and Authorities

RECEIVED AND PLACED ON FILE

- Communications and Petitions and Other City Related Matters:
 - a. Affidavit of Disclosure submitted by Josh Traviglia of the Lansing Police Department

REFERRED TO THE CITY ATTORNEY AND REFERRED TO THE BOARD OF ETHICS

MOTION OF EXCUSED ABSENCE

By Council Member Houghton

To excuse Council Member Dunbar from tonight's proceedings

Motion Carried

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS:

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city matters.

Robert Ovalle of 2023 Park Ln., Delhi Twp., spoke about discrimination.

L.W. Morrow of 517 S. Walnut St. spoke about economic development.

Rina Risper of 503 W. Grand River Ave. spoke about Niowave, Inc.'s "pole barn."

Mary Elaine Keener of 1027 Seymour Ave. spoke about Niowave, Inc.'s "pole barn."

Penny Gardner of 1035 Seymour Ave. spoke about Niowave, Inc.'s "pole barn."

Kenneth McMullen, no address give, spoke about various city matters.

Dwight Washington, no address given, spoke about the Red Cedar Park redevelopment.

ADJOURNED TIME 7:51 P.M.



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF OCTOBER 8, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:13 p.m. by President Jeffries

PRESENT: Council Members Dunkar, Houghton, Jeffries, Quinney, Robinson, Washington, Wood, Yorko

ABSENT: None

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

SPECIAL CEREMONIES

- Special Ceremonies

1. Tribute; In memory of Amaia Alysse Edmond and in recognition of "Stop the Silence, Keep the Peace"

Council Member Yorko spoke about stopping senseless violence.

Council Member Yorko read the following resolution:

RESOLUTION #2012-213

BY COUNCIL MEMBER JESSICA YORKO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Amaia Alysse Edmond Memorial (AAEM) was founded by her father, John Edmond, in 2010, after her passing; and

WHEREAS, Amaia' was seven years old when she was taken from her family and our community. She was beautiful, compassionate, courageous with the voice of an angel; and

WHEREAS, her father and family, inspired by the tragic events of Friday, July 23, 2012, founded the memorial to help provide school supplies for low-income children and hosted a tournament to honor Amaia's memory and make our youth aware of Lansing Police Departments' initiative called Keep the Peace, Stop the Silence; and

WHEREAS, the combined efforts of AAEM and Keep the Peace, Stop the Silence is dedicated to providing educational and recreational based support to the youth in our community, working together to teach children of all ages that violence is never an appropriate answer and if they are witness or knowledgeable about a criminal act or activity, they should report it; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to recognize John Edmonds for his tireless efforts to create a safer and stronger community through the Amaia Alysse Edmond Memorial and dedicate this day, Monday, October 8, 2012, as Amaia Alysse Edmond Day in the City of Lansing.

By Council Member Yorko

Motion Carried

John Edmond spoke about helping others.

Rickey Mann spoke about the impact of violence on his family.

Ignacio Ramirez, Sr. spoke about the death of his son.

Buhl Williams spoke about the death of his brother and thanked the Lansing Police Department for solving the case.

Angelea Beasley spoke about the death of her son.

Anthony Harrison spoke about felling others' pain.

Art Austin spoke about the death of his fiancé.

Mike Lopez spoke about being an organ recipient from Amaia Alysse Edmond.

John Edmond spoke about his daughter Amaia Alysse Edmond.

Council Member Yorko thanked all of the people who came out for this special ceremony.

COUNCIL MEMBERS' COMMENTS AND CITY CLERK'S ANNOUNCEMENTS

Council Member Robinson announced the next 2nd Saturdays meeting for residents of the 3rd Ward.

Council Member Washington announced a meeting regarding the Red Cedar Park Project, as well as a Park Board meeting on the project.

Council Member Wood announced that Feeding the Children Initiative needs volunteers, a community green energy fair and Friends of Historic Cemeteries repairs to monuments.

Council Member Houghton stated that the Cavanaugh Neighborhood Association meeting is canceled for this week. She announced the next Old Everett Neighborhood meeting and the 39th Annual Apple Butter Festival.

Council Member Yorko announced former General Motors site cleanup meetings, roadway improvement meetings and the Walking and Biking Parade.

Council Member Robinson announced the Sexton High school Cheerleaders' Breast cancer fundraiser.

City Clerk Swape stated that tomorrow is the last day to register to vote in the upcoming Presidential Election. He also spoke about absentee voting and the non-implementation of citizenship questions on Election Day.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

Clerk Swape announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, announced Trick or Treat on the Square, Silver Bells in the City and a Financial Health Team meeting. He spoke in support of PPE-02-12.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

- Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings.

Willy Williams of P.O. Box 11042 spoke about Stop the Silence, sidewalk improvements and the City Council Meeting Schedule for 2013.

LEGISLATIVE MATTERS**CONSENT AGENDA**

By Council Member Dunbar

To approve all items on the Consent Agenda.

Council Member Wood asked that items 1a, 3a, 3b, 4a, and 5a be removed from the Consent Agenda.

There were no items remaining on the Consent Agenda.

RESOLUTIONS**RESOLUTION #2012-214**

BY COUNCIL MEMBER A'LYNNE ROBINSON
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Zonta International is a global organization of executives and professionals working together to advance the status of women worldwide through service and advocacy; and

WHEREAS, with the generosity and collective action of Zontians and friends around the world, Zonta International has supported projects in 46 countries, provided for scholarships and awards to women around the globe, and been a powerful advocate for change in our local and international communities, thereby transforming the world and women's place in it; and

WHEREAS, in 1977, Denise Quarles was one of the two women probation officers who were the first to be assigned a male felon caseload. She forged new ground at the maximum security Marquette Branch Prison as Administrator of the male reception center at the Riverside Correctional Facility in Ionia. She was also a regional prison administrator, responsible for the operations and budget of ten prisons in southeast Michigan; and

WHEREAS, On Saturday, October 6th, the Zonta Club of the Michigan Capitol Area will be celebrating the election of Denise Quarles, their club member and past Governor, District 15, for her years of service and loyalty.

NOW, THEREFORE BE IT RESOLVED that the Lansing City Council, hereby, wishes to recognize Denise Quarles for her dedication to improving the quality of life for women around the globe, her unrelenting desire for justice and equality and for her many contributions to the City of Lansing and its residents.

By Council Member Robinson

Motion Carried

RESOLUTION #2012-215

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Act-6-12, Groundwater Treatment Infrastructure

WHEREAS, Los Alamos Technical Associates (LATA), on behalf of the Goodyear Tire & Rubber Company, requests a license agreement to install groundwater treatment system infrastructure within Lansing city right-of-way (ROW).

WHEREAS, this infrastructure would consist of high-density polyethylene (HDPE) piping, extraction wells, monitoring and extraction wells, underground vaults, and related equipment.

WHEREAS, the purpose of this infrastructure is to pump contaminated groundwater from various locations to a treatment facility on Goodyear-owned property north and east of the site; and

WHEREAS, the groundwater will be treated for contamination due to a history of waste disposal at the former Motor Wheel site, now owned by Goodyear.

WHEREAS, the affected ROWs include North Street, High Street, N. Pennsylvania Avenue and E. Grand River Avenue.

WHEREAS, the Planning Board reviewed the location, character, and extent of the proposal in accordance with its Act 33 Review procedures and found that:

1. the project involves the installation of private infrastructure (not of a public utility nature) in the public ROW, which is typically permitted only through a license agreement,
2. the remediation of groundwater contamination is in the public interest, and the project is necessary for this remediation, and
3. the project is being conducted in a manner that minimizes adverse impacts on the neighborhood.

WHEREAS, the Planning Board, at its meeting on September 4, 2012, voted unanimously (5-0) to recommend approval of Act-6-12, a license agreement for groundwater treatment infrastructure in the public right-of-way (ROW); and

WHEREAS, the Committee on Development and Planning has reviewed the report and recommendation of the Planning Board and concurs therewith; and

NOW THEREFORE BE IT RESOLVED, the Lansing City Council hereby approves Act-6-12, a license agreement for groundwater treatment infrastructure in the public right-of-way (ROW).

BE IT FURTHER RESOLVED, that the license agreement shall ensure that, at a minimum:

- adequate indemnification and insurance is provided at all times by the applicant to address all liability to the City for these facilities while in the City's ROW; and
- the facilities are permitted for an acceptable duration (i.e., the license has an expiration date).

BE IT FINALLY RESOLVED, that the administration, on behalf of the City, is hereby authorized to sign and execute all documents to effectuate this license agreement, subject to prior approval as to content and form by the City Attorney.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-216

BY THE PLANNING AND DEVELOPMENT COMMITTEE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
Approving a Personal Property Exemption

WHEREAS, pursuant to Public Act 328 of 1998 (1998 PA 328), Pratt & Whitney – Auto Air Inc. has made Application for Exemption of New Personal Property (PPE-02-12) for a property located at 5640 Enterprise Drive which is contained within the Lansing Brownfield Redevelopment Zone, established, by the Lansing City Council on August 18, 1997 pursuant to Act 381 of 1996, as amended; and

WHEREAS, a public hearing was held September 10, 2012, on the Pratt & Whitney – Auto Air Inc. Application for Exemption of new personal property, at which, and with advance written notice, the assessor and any and all representatives, all owners of real and personal property within the Lansing Brownfield Redevelopment Zone other City residents and taxpayers, the assessor and all representatives of the affected taxing units were afforded an opportunity to appear and be heard on the application and exemption request; and

WHEREAS, the City is an eligible distressed community under Public Act 328 by containing NEZ classifications under Neighborhood Enterprise Zone Act of 1992, and as acknowledged in the State Tax Commission bulletin on exemption of new personal property to assessing officers, dated May 10, 1999; and

WHEREAS, Lansing Brownfield Redevelopment Zone area is an eligible district under Public Act 328, as amended, and it is within the jurisdiction of the City of Lansing and, therefore, within an eligible distressed community; and

WHEREAS, Pratt & Whitney – Auto Air Inc. meets the requirements of an eligible business under Public Act 328 by being primarily engaged in manufacturing;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby approves the application of Pratt & Whitney – Auto Air Inc. for exemption of new personal property PPE-02-12 pursuant to Public Act 328 of 1998, as amended, for that portion of the Lansing Brownfield Redevelopment Zone legally described as:

LOT 12 EXC W'LY 230 FT MIDWAY INDUSTRIAL CENTER; LOT 13 MIDWAY INDUSTRIAL CENTER; THAT PART OF LOT 14 NW'LY OF A LINE 25 FT S'LY MEAS D AT RT ANG'S & PARL TO A LINE COM ON NE'LY LINE SAID LOT 248.3 FT SE'LY OF N'LY COR SAID LOT, TH S 66DEG 56MIN W 482.36 FT, N 62DEG 33MIN 40SCD W 67 FT TO PT OF ENDING ON SW'LY LOT LINE 187.5 FT SE'LY OF W'LY COR LOT 14 MIDWAY INDUSTRIAL CENTER, 33-01-05-03-401-121, 33-01-05-03-401-111, 33-01-05-03-401-131, E'LY 468 FT OF N'LY 76 FT LOT 6, E'LY 468 FT OF S'LY 350 FT LOT 7 & S'LY 36 FT OF N'LY 280 FT OF W'LY 272 FT LOT 7; MIDWAY INDUSTRIAL CENTER, 33-01-05-03-426-080

BE IT FURTHER RESOLVED that the personal property exemption PPE-02-12 under Public Act 328 shall be for the period of twelve (12) years effective Dec. 31, 2012 and ending Dec. 31, 2018.

BE IT FINALLY RESOLVED that the City Clerk shall cause the application for exemption of new personal property PPE-01-12 to be completed and shall cause the completed application and a copy of this Resolution to be filed with the State Tax Commission.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-217

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, City Clerk Chris Swope submitted a recommended list of dates for the Lansing City Council meetings for 2013 to the Lansing City Council; and

WHEREAS, the Lansing City Charter requires the City Council to meet at least 26 times each year; and

WHEREAS, the Committee of the Whole has reviewed the City Clerk's recommendations and concurs with the list of recommended meeting dates for 2013; and

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby approves the recommendations of City Clerk Chris Swope for Lansing City Council meeting dates for 2013 as follows:

Thursday, January 03, 2013, 2:30 p.m., Annual Organizational - 1st meeting of year
Monday, January 14, 2013
Monday, January 28, 2013, 5:30 p.m., State of the City - no later than last regular January meeting
Monday, February 11, 2013
Monday, February 25, 2013, Board List - prior to first meeting in March
Monday, March 11, 2013
Monday, March 25, 2013, Mayor's Budget - on or before 4th Monday in March
Monday, April 01, 2013
Monday, April 08, 2013
Monday, April 15, 2013
Monday, April 22, 2013, Mayor's Board Appointments - prior to first meeting in May
Monday, April 29, 2013
Monday, May 06, 2013
Monday, May 13, 2013
Monday, May 20, 2013, Adopt Budget - not later than 3rd Monday in May
Monday, June 03, 2013, Council Act on Appointments - at or before first meeting in June
Monday, June 17, 2013
Monday, July 01, 2013
Monday, July 15, 2013
Monday, July 29, 2013
Monday, August 12, 2013
Monday, August 26, 2013
Monday, September 09, 2013
Monday, September 23, 2013
Monday, September 30, 2013, Budget Priorities - no later than October 1
Monday, October 07, 2013
Monday, October 21, 2013
Monday, November 04, 2013
Monday, November 18, 2013
Monday, December 02, 2013
Monday, December 16, 2013

Except as otherwise noted, all meetings will be on a Monday at 7:00 p.m. in the Lansing City Council Chambers, 10th Floor City Hall.

BE IT FINALLY RESOLVED that Council shall meet as a Committee of the Whole on Thursday, January 03, 2013 at 1:30 p.m.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-218

BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

PUBLIC IMPROVEMENT I / II / III / IV

WHEREAS, an approximately 70 feet section of sidewalk, located in the south west quadrant of the intersection of Clifford Street and Eureka Street, fronting the property 200 Clifford Street along Eureka Street, has settled and causing drainage problems; and

WHEREAS, the Public Service Department has received a petition from the property owner, Ted Hollenbeck, to repair the settled sidewalk to mitigate the drainage problem; and

WHEREAS, 200 Clifford Street would be the only property benefiting from the restoration of the settled sidewalk; and

WHEREAS, the Public Service Department reviewed the sidewalk and determined that it is causing drainage problems and needs to be repaired; and

WHEREAS, Ted Hollenbeck has agreed to pay the entire assessment in one single payment with no installments; and

WHEREAS, the Public Service Department requests, pursuant to Chapter 1026 of the Code of Ordinances that the restoration of this sidewalk, known as the, 200 Clifford Street, Sidewalk Repair for Drainage Improvement, PS # 37081, be determined by City Council to be a necessary public improvement; and

WHEREAS, Ted Hollenbeck, the only beneficiary of Assessment Roll# B-093 has waived his right for a public hearing on the assessment roll, which is as follows:

PROJECT TITLE: 200 Clifford Street, Sidewalk Drainage Improvement Project, PS# 37081

PROPERTIES BENEFITTED: 200 Clifford Street. Excepting all public streets and alleys and other land deemed not benefitted, and

COST OF IMPROVEMENTS:

	ASSESSABLE TO
ASSESSMENT ROLL NO. B-093 CITY CONTRIBUTION	PROPERTY OWNER
SIDEWALK	\$1,197.80 \$1,197.80
DRIVEWAY APPROACH	- \$390.00
OTHER COSTS	- -
	\$1,197.80 \$1,587.80

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby determines it to be of a public necessity to construct the following public improvements:

200 Clifford Street, Sidewalk Drainage Improvement Project, PS# 37081. Excepting all public streets and alleys and other land deemed not benefitted; and

BE IT FURTHER RESOLVED that, though the property owner has agreed to pay the entire assessment in one single payment and no installments, the interest rate to be added to the special assessment installment payments in case of delinquency shall be set at 5.0% in accordance with Chapter 1026.07(a) (6) (B).

BE IT FINALLY RESOLVED that special assessment roll number B-093 as returned by the City Assessor, be ratified and confirmed, and the Mayor is authorized to affix within ten days his warrant directing the City Treasurer to collect said tax within 90 days after the approval of the assessment roll.

I hereby certify that funds are available for the City of Lansing's share of said project in accounts as follows:

Assessment Roll B 093	\$1,587.80	Account Number
City's Share of funds	\$1,197.80	404.933602.974200.42274
		410.933690.974200.13026

By Council Member Yorko

Motion Carried

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

**REPORTS FROM CITY OFFICERS, BOARDS, AND
COMMISSIONS; COMMUNICATIONS AND
PETITIONS; AND OTHER CITY RELATED MATTERS**

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

• Reports from City Officers, Boards and Commissions:

a. Letter(s) from the Mayor re:

- i. Public Improvement V; Duncel Rd. Cur and Gutter, Storm Sewer Improvements, All lands fronting on Duncel Rd. from Jolly Rd. northerly and easterly to US-127, excepting all public streets and alleys and other lands deemed not benefitted

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- ii. Public Improvement V; Haag Rd., Sidewalk and Driveway Approach Improvements, All lands fronting on Haag Rd. from Miller Rd. to Martin Luther King, Jr. Blvd., excepting all public streets and alleys and other lands deemed not benefitted

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- iii. Public Improvement V; New sidewalk project along the north side of Edgewood Blvd. from 200 E. Edgewood Blvd. to S. Martin Luther King Jr. Blvd. Also, along the east side of S. Martin Luther King Jr. Blvd from Edgewood Blvd. to Miller Rd., also along the south side of Miller Rd. from S. Pennsylvania Ave. to Beechfield Dr., and also the west side of N. Larch St. in front of Otto Middle School, excepting all public streets and alleys and other land deemed not benefitted

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- iv. Public Improvement V; Curb and Gutter, Storm Sewer and Drive Approach for all lands fronting Raymond Dr. from Grand River Ave. to the north end, and Bliesener St. from west of Picardy St. to Pheasant Ave., excepting all public streets and alleys and other lands deemed not benefitted

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- v. Public Improvement V; Sidewalk Repair for an area bounded by Jolly Rd., Wainwright Ave., Stillwell Ave. and Jerree St.; Parkway Dr., Holmes Rd., S. Cedar St. and Glendale Ave., excepting all public streets and alleys and other lands deemed not benefited

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- vi. Grant Acceptance and Transfer of Funds; State of Michigan 2012 Homeland Security Grant Program Agreement

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- vii. Grant Acceptance and Transfer of Funds; State/Federal Programs, Automobile Theft Prevention Authority Grant

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- viii. Grant Acceptance and Transfer of Funds; Victims of Crime Act (VOCA)/Capital Area Response Effort (CARE) Grant

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- ix. Grant Acceptance and Transfer of Funds; State/Federal Programs, 2012 Justice Assistance Grant

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- x. Grant Acceptance and Transfer of Funds; State/Federal Programs, 2011 Justice Assistance Grant

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- xi. Grant Acceptance and Transfer of Funds; 2013 Byrne Grant

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- xii. Transfer of Funds; Community Development Block Grant (CDBG) Program Income

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- xiii. Transfer of Funds; HOME program Income

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- xiv. Transfer of Funds; Emergency Solutions Grant (ESG) Match

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- Communications and Petitions and Other City Related Matters:

- a. Claim Appeal; Robert Teed for property located at 319 Dunlap St.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Kenneth McMullen, no address give, spoke about various city matters.

Paul des Lauriers of 923 Seymour Ave. spoke about Niowave, Inc.'s "pole barn."

Rina Risper of 503 W. Grand River Ave. spoke about Niowave, Inc.'s "pole barn."

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city matters.

Willy Williams of P.O. Box 11042 spoke about various city matters.

Stan Shuck of 818 Cooper Ave. spoke about various city matters.

Harold King of 1563 N. High St. spoke about various city matters.

Mary Elaine Keener of 1027 Seymour Ave. spoke about Niowave, Inc.'s "pole barn."

Walter Brown of 1310 Knollwood Ave. spoke about surveillance cameras.

Michael Parkinson of 1613 Lyons Ave. spoke about abuse.

Council Member Washington addressed concerns raised by speakers during public comments.

Council Member Yorko announced a movie on violence prevention.

Rina Risper spoke about a movie on violence prevention.

ADJOURNED TIME 8:45 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF OCTOBER 15, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries.

PRESENT: Council Members Houghton, Jeffries, Quinney, Washington, Wood, Yorko

ABSENT: Council Members Dunbar (Arrived at 7:27 p.m.) and Robinson (Arrived at 7:50 p.m.)

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

CONSIDERATION OF LATE ITEMS

By Council Member Quinney

To suspend City Council Rule #9 to allow for Consideration of Late Items

Motion carried

The following items were added to the agenda:

1. From Council Member Quinney; Introduction of an Ordinance of the City of Lansing, Michigan, adding Section 206.25 to Chapter 206 of the Lansing Codified Ordinances by requiring transparency in the bidding and opening of bids for projects that receive certain economic incentives approved by the Lansing City Council, and setting a Public Hearing for October 22, 2012
2. From Council Member Washington; Approval of Advanced Entertainment Service's request for a public display of fireworks in the City of Lansing for the Life in Color event at 333 E. Michigan Ave. to be held on October 19, 2012

COUNCIL MEMBERS' COMMENTS AND CITY CLERK'S ANNOUNCEMENTS

Council Member Washington announced the next Park Board meeting and the Allen Street Food Hub.

Council Member Wood announced the Churchill Downs and Lewton-Rich neighborhood meetings and the Colonial Village candidates' forum.

Council Member Yorko spoke about the opening of the Saginaw Street Bridge over the Grand River and announced the Nehemiah Assembly at Cristo Rey Church, Mid-Michigan Active Transportation Coalition meeting, an awards ceremony by Preservation Lansing and a meeting for transportation issues around Frander Shopping Center.

Council Member Quinney asked that the following agenda items be returned to the Committee on Development and Planning:

**THIS ITEM WAS RETURNED TO THE COMMITTEE ON
DEVELOPMENT AND PLANNING**

**Brownfield #54 – Amendment 1 – Reutter Park Place Brownfield
Redevelopment Plan**

By Council Member Quinney

To recommit this item

Motion Carried

**THIS ITEM WAS RETURNED TO THE COMMITTEE ON
DEVELOPMENT AND PLANNING**

Full Faith and Credit for Lansing Brownfield Redevelopment Authority
Tax Increment Bonds issued through Lansing Economic
Development/Lansing Economic Area Partnership for the Reutter Park
Place Brownfield Redevelopment Plan

By Council Member Quinney

To recommit this item

Motion Carried

Council Member Wood asked for information related to unpaid taxes by the developer of Brownfield #54 – Amendment 1 – Reutter Park Place Brownfield.

President Jeffries asked that Objecting to the Transfer of All Unsold Tax Reverted Properties from the Ingham County Treasurer to the City of Lansing be returned to the Committee on Development and Planning.

**THIS ITEM WAS RETURNED TO THE COMMITTEE ON
DEVELOPMENT AND PLANNING**

Objecting to the Transfer of All Unsold Tax Reverted Properties from
the Ingham County Treasurer to the City of Lansing be returned to the
Committee on Development and Planning

By Council Member Quinney

To recommit this item

Motion Carried

City Clerk Swope spoke about the upcoming Presidential Election and issues related to the filling out of the ballot.

COMMUNITY EVENT ANNOUNCEMENTS

Darnell E. Oldham, Sr. announced the next Churchill Downs neighborhood meeting.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, announced the next Mobile Food Pantry, Trick or Treat on the Square, Silver Bells in the City and spoke about city related items on the Presidential Election ballot and Brownfield #54 – Amendment 1 – Reutter Park Place Brownfield.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings

Willy Williams of P.O. Box 11042 spoke about Compensation and fringe benefits changes and amendments for Council Staff.

LEGISLATIVE MATTERS

CONSENT AGENDA

By Council Member Quinney

To approve all items on the Consent Agenda.

Council Member Wood asked that items 1c, 1d, 2a, 3a and the late items be removed from the Consent Agenda.

There were no items remaining on the Consent Agenda for approval.

RESOLUTIONS

Council Member Dunbar arrived at the meeting at 7:27 p.m.

RESOLUTION #2012-219

BY THE COMMITTEE OF DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

SLU-6-2012
Church in the "H" Light Industrial District
3124 S. ML King Blvd.

WHEREAS, the applicant, Allyssa Narvaez, City of Refuge Ministries, has requested a Special Land Use permit (SLU-6-2012) to utilize the 8,160 square foot building at 3124 S. ML King Blvd. for a church; and

WHEREAS, the property is zoned "H" Light Industrial District, where churches are permitted subject to obtaining a special land use permit; and

WHEREAS, a review was completed by staff evaluating the character, location and impact this proposal would have on the surrounding area and the impact on the environment, utilities, services and compliance with the Zoning Code and objectives of the Comprehensive Plan; and

WHEREAS, the Planning Board held a public hearing on September 4, 2012, at which the applicant spoke in favor of her request and no other comments were received; and

WHEREAS, the Planning Board, at its September 4, 2012 meeting, voted (6-0) to recommend approval of SLU-6-2012 to utilize the 8,160 square foot building at 3124 S. ML King Blvd. for a church, with the following conditions:

1. The applicant agrees, in writing, that it will not object to the issuance of liquor licenses in the area.
2. The seating capacity of the building is limited to the amount of

on-site parking or parking that can be leased within 300 feet of the site.

WHEREAS, the City Council held a public hearing regarding SLU-6-2012; and

WHEREAS, the Committee on Development and Planning has reviewed the report and recommendation of the Planning Board and concurs therewith; and

NOW THEREFORE BE IT RESOLVED that the Lansing City Council hereby approves SLU-6-2012 to utilize the 8,160 square foot building at 3124 S. ML King Blvd. for a church, with the following conditions:

1. The applicant agrees, in writing, that it will not object to the issuance of liquor licenses in the area.
2. The seating capacity of the building is limited to the amount of on-site parking or parking that can be leased within 300 feet of the site.

BE IT FURTHER RESOLVED that this Special Land Use permit shall remain in effect only so long as the petitioner fully complies with this resolution, and if the petitioner fails to comply, the Special Land Use permit may be terminated by City Council Resolution.

BE IT FINALLY RESOLVED that in granting this request, the City Council determines the following:

1. The proposed church is compatible with the essential character of the surrounding area, as designed.
2. The proposed church will not change the essential character of the surrounding area.
3. The proposed church will not interfere with the general enjoyment of adjacent properties.
4. The proposed church will not impact adjacent properties as it will not be detrimental to the use or character of the property under consideration.
5. The proposed church will not impact the health, safety and welfare of persons or property in the surrounding area.
6. The proposed church can be adequately served by essential public facilities and services.
7. The proposed church will not place any demands on public services and facilities in excess of current capacities.
8. The proposed church is consistent with the intent and purposes of the Zoning Code and the Design Lansing Master Plan.
9. The proposed parking ramp will comply with the requirements of the "H" Light Industrial District.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-220

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

CITIZEN PARTICIPATION PLAN

WHEREAS, citizen participation is mandated as part of the City's Annual Consolidated Strategy and Plan Submission (CSPS) application

submitted to the Department of Housing and Urban Development; and

WHEREAS, the Community Development Programs includes Community Development Block Grants (CDBG), HOME and Emergency Solutions Grants (ESG) Programs; and

WHEREAS, the citizen participation process in the Community Development Program is intended to assure that the citizens of the community, and organizations concerned with housing and community development, will have every opportunity to participate in the planning and utilization of community development funds; and

WHEREAS, the citizen participation plan further outlines the policy and procedures for soliciting feedback from the public on the City's CSPA (or Consolidated Plan), the Consolidated Plan amendments and the Consolidated Annual Performance and Evaluation Report (CAPER); and

WHEREAS, the Citizen Participation Plan, was originally adopted by the Lansing City Council in 1984, and amended in 1995 in accordance with changes in Federal legislation in Housing and Community Development Programs; and

WHEREAS, the City of Lansing is amending its plan again to incorporate additional media resources in making information available to the public, reduce the need for processing amendments, clarify when substantial amendments are required and to improve the readability of the Citizen Participation Plan; and

WHEREAS, the Citizen Participation Plan was available for review and comment by the community from August 2, 2012 – August 31, 2012; and

WHEREAS, the Citizen Participation Plan has been reviewed by the Committee on Development and Planning;

NOW THEREFORE BE IT RESOLVED the City Council of the City of Lansing hereby approves the Citizen Participation Plan – the documents which identifies the community input process for the Consolidated Strategy and Plan Submission (Consolidated Plan), the Consolidated Plan amendments and the Consolidated Annual Performance and Evaluation Report (CAPER);

BE IT FURTHER RESOLVED the City Council of the City of Lansing approves the Citizen Participation Plan for immediate implementation and submission to the Department of Housing and Urban Development prior to the beginning of the program year.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-221

BY THE COMMITTEE ON PERSONNEL

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Committee on Personnel reviewed the recently ratified Teamsters 214 contract extension for applicability of benefits and compensation therein to Council Staff; and

WHEREAS, the Committee recommends that the Council authorize changes to compensation and fringe benefits for Council Staff consistent with certain provision in the Teamsters 214 collective bargaining agreement amendments;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby approves the following compensation and fringe benefit changes and amendments for Council Staff employee:

1. Health Care: Effective upon passage of this resolution and open enrollment arranged by Human Resources Department, as follows:

- a. The Base Plan shall become BC/BS PPO 12/20 or PHP DPL155000, \$1000/\$2000 deductible and w/\$10/\$40/\$80 Rx drug card, \$40.00 office/\$60 urgent care and \$250.00 Emergency room co-pay with no premium sharing (as long as rates remain at or below the state mandated hard cap amounts). The City will pay no more than the cost of the Base Plan (BCBSM or PHP). However, employees may "buy-up" to the Option 1 (BC/BS PPO 4 or PHP DPL 15400, \$500/\$1000 deductible and w/\$10/\$40/\$80 Rx drug card, \$30 office/\$50 urgent care and \$150 Emergency Room co-pay), or Option 2 ("Current") plan at their expense by paying the difference between the cost of the Base Plan (BCBSM or PHP) and their selected optional plan.

- b. Retiree health care:

- i. Current employees, who qualify for retirement health care and retire after the date of this resolution, shall be entitled to receive the same health care as that provided to active employees.

- ii. All new employees, hired on or after the date of this resolution, shall have the same eligibility requirements to receive the retiree health care for current employees, except that in addition to the other eligibility requirement, the new employee must have twenty-five (25) years of actual City of Lansing service.

- iii. "The same health care as provided active employee," as used herein, means the "base plan" that is now or that may hereafter be provided by the City to the then active Council Staff employees, including the same coverage, options, conditions, costs, deductibles, co-pays, etc. If the Council Staff employee chooses to "buy up" to an optional plan offered active employees, the Council Staff employee will be responsible for any cost differential between the Base Plan premium and the premium of the selected optional plan.

2. Longevity Bonus: The maximum base wage for longevity bonus shall be raised from \$20,000 to \$25,000.

3. Lump Sum Payments:

- a. Effective the first full pay period following the date of this resolution, Council Staff employees with two (2) or more years of credited service as a Council Staff employee shall receive a \$2000 lump sum payment.

- b. Effective August 1, 2013, Council Staff employees with two (2) or more years of credited service as a Council Staff employee shall receive an \$800 lump sum payment.

- c. These payments will not be included in an employee's final average compensation for pension calculation purposes.

Sick Leave Reimbursement: Council Staff employees who have accumulated sixty (60) days (480) hours of sick leave shall have the option at the end of the calendar year ending September 30th to receive reimbursement for up to the first five (5) unused sick leave days accrued that year. If an employee did not use a sick leave day during that year, he/she may be reimbursed for up to five (5) days. If an employee uses one (1) sick leave day, he/she shall be eligible for four (4) days of reimbursement. If an employee uses two (2) sick leave days, he/she shall be eligible for three (3) days of reimbursement. If an employee uses three (3) sick leave days, he/she shall be eligible for two (2) days of reimbursement. If a Council Staff employee uses four (4) sick leave days, he/she shall be eligible for one (1) day of reimbursement. This sick leave reimbursement benefit will be administered by the Human Resources Department on the forms and in the manner developed to implement the program.

By Council Member Dunbar

Motion Carried

RESOLUTION #2012-222

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Charter of the City of Lansing requires the Council to adopt an annual statement of Budget Policies and Priorities serving to guide the Administration in developing and presenting the Fiscal Year 2013-2014 budget; and

WHEREAS, the City Council recognizes that the State's continuing budget problems and the economy's slow recovery from recession will make the Fiscal Year 2013-2014 budget process difficult and challenging; and

WHEREAS, in light of the present economy, the City Council maintains that public and emergency services be protected from budget cuts to the extent possible and that tax increases be considered; and

WHEREAS, the City Council would like to continue its commitment, if funding is available:

- Maintain and improve the City's infrastructure
- Preserve and ensure clean, safe, well-maintained housing and neighborhoods;
- Provide comprehensive and affordable recreational programs and youth and family services;
- Automate work programs for improved efficiency in service and delivery; and

WHEREAS, in considering these Fiscal Year 2013-2014 budget priorities, the Administration is encouraged to ascertain the feasibility of funding any new programs through the reduction of spending in existing program areas; and

WHEREAS, the Administration is encouraged to supplement, not supplant any existing resources for police, fire and local roads with the General Fund revenues collected under this millage;

WHEREAS, the Financial Health Team shall submit its full recommendation to the City Council;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, acknowledges that the City will likely need to adopt, at best, a budget which recognizes the structural changes that are the result of lost revenues and encourages the Administration to prudently develop next year's budget with the following conditions:

- Protection of public and emergency services;
- Use of the Budget Stabilization Fund to prevent layoffs;

RESOLVED that the Administration review the attached statement of policies and priorities and implement those items that would boost efficiencies to increase productivity or reduce costs, that could replace existing programming, or if funding becomes available, that could be considered as new programming; and

BE IT FURTHER RESOLVED that the Administration is requested to the extent practicable to include non-appropriations clauses and other similar out provisions in existing and future leases and vendor contracts;

BE IT FURTHER RESOLVED that the Administration is requested to the extent practicable to negotiate a 20% reduction in costs in existing and future leases and vendor contracts and that a report is generated to show examples of success.

GENERAL ADMINISTRATION

Training: All Departments should continue their work to improve community relations and reaffirm the City's commitment to ensure equality and freedom for all people regardless of actual or perceived race, sex, religion, ancestry, national origin, color, age, height, weight, student status, marital status, familial status, housing status, military discharge status, sexual orientation, gender identification or expression, mental or physical limitation, and legal source of income.

Environmental & Public Health Commission: The Administration should develop a liaison with Ingham County Health Department to develop an Environmental & Public Health Commission and submit both the policy and recommendation of members to Council for their approval.

Facilities Plan: The Administration is requested to submit a five and ten year Master Facilities Plan. City Council is also requesting that the Administration continue to work on the delayed maintenance issues with regard to all City Facilities.

FINANCE DEPARTMENT

1. Administration is to present to Council a Supplemental Accounting Level Detail.
2. Develop and analyze a cost recovery schedule for City services.
3. Develop a return on investment analysis for all proposed changes in City services.
4. Identify and provide a complete analysis of the City's structural deficits and the Administration's plan to eliminate the same.
5. Incorporate into the proposed budget a 5-Year projection of revenues and expenditures.

PUBLIC SAFETY

Enhanced Protection for Safety Personnel: The Administration should conduct a study to determine need and implementation for placement of DBA's within City owned and leased properties.

FIRE DEPARTMENT

City-wide Emergency Preparedness: The Administration should allocate sufficient funding for the Emergency Management Division to prepare City Employees with appropriate emergency training, continue efforts to prepare the public and neighborhood groups to assist in emergencies, and provide basic search and rescue operations and necessary emergency equipment at key City facilities, and communicate the plan to the public. Updated and continual training should be provided. The Administration shall assist residents in times of unforeseen disasters

Fire Facilities Maintenance: The Administration is to conduct a study of the maintenance needs of all fire stations and report quarterly to Council an update on the status of the study.

Fire Administration is to set as a priority to achieve and maintain an ISO Rating level of three (3) or better.

POLICE DEPARTMENT

Police-Community Relations: The Department should continue to ensure and work on improving police-community relations. Reaffirm the City's commitment to equality and freedom for all people regardless of actual or perceived race, sex, religion, ancestry, national origin, color, age, height, weight, student status, marital status, familial status, housing status, military discharge status, sexual orientation, gender identification or expression, mental or physical limitation, and legal source of income.

Crime Prevention: The Administration is requested and encouraged to invest in programs for long-term crime prevention strategies.

LPD Personnel: The Administration is requested to review the way the police department is structured to determine if civilian personnel or police officers could be deployed differently in order to increase the number of patrol officers on the street.

Allocate Overtime for Zero Tolerance Areas: The Administration should earmark sufficient overtime funds for patrol officers to address problem solving to help curtail crime in zero tolerance areas.

Community Policing: Develop programming and search for grant funds to increase CPO in neighborhoods with a goal not only to reduce crime but to stabilize the neighborhood over a extend period of time that will help to assure its ability to rebound.

Police Building: Due to the shortage of funds and new Ingham 911 center which relocated their offices opening space within City Hall and the Central Police Building the Administration should investigate the possibility of police operations returning to the Police building downtown.

HUMAN RELATIONS AND COMMUNITY SERVICES

- Review with the Committee on General Services the HRCS Department contracting process and review if the department has recommendations for streamlining overall costs.

Audits of Organizations: The Administration should work with the Internal Auditor to provide the Ways and Means Committee with an analysis of the Federal 990 Statement and any annual audit or financial statement that is compiled by or for the organization that receives funding from HRCS or in-kind contributions in excess of \$5,000 from the City.

Carry Forward Funding: In accordance with the ordinance requiring 1.25% of the revenues set aside for funding of the Human Relations and Community Service programming, City Council wants all of these funds to be carried forward and distributed, which could entail a one time grant to qualified programs to ensure service to the community.

Emergency Housing: The Administration should establish a fund for temporary emergency housing needs, which may not be met by outside agencies.

COMMITTEE ON GENERAL SERVICES

- a.) Request an Annual Report from Code Compliance regarding the number of trash and weed citations issued in a calendar &/or fiscal year.
The Annual Code Compliance Trash and Weeds Report should include:
 - i. A list of the number of citations written.
 - ii. A list of the number of remedial actions taken by the City

of Lansing.

- iii. A list of the number of claims.
- iv. A list of the number of claims that proceed to the Committee on General Services for review.

PARKS AND RECREATION DEPARTMENT/PLANNING AND NEIGHBORHOOD DEVELOPMENT DEPARTMENT/PUBLIC SERVICES DEPARTMENT

Trail/Greenways: The Administration should encourage the Parks and Recreation Department to work collaboratively with the Tri-County Planning Commission to develop/expand our citywide/regional trail system and seek opportunities to reduce expenses in this effort. Additionally, look at the feasibility of connecting the River Trail (through bike lanes/Greenways to Trails) where there is currently no access to the trail.

Mid-Michigan Football Youth League: The City Council encourages Administration to pursue all grants and outside funding sources to be identified for building a home facility for our local Mid-Michigan Youth Football League.

PARKS AND RECREATION DEPARTMENT

Park Millage Usage: Park Millage money should be used for maintenance, programs, and improvements to our existing park facilities.

Park Restrooms: The Administration should submit a plan, which will allow for restroom facilities in the City's park system to be utilized during the daytime hours, including weekends, and to analyze the cost and feasibility of installing semi-permanent restroom facilities.

Forestry: The Administration should make no further cuts to forestry/cemetery staff. Further, the Administration should pursue expanding forestry services, including staffing, by requiring "in-sourcing" of these services in all City contracts where applicable.

PLANNING AND NEIGHBORHOOD DEVELOPMENT DEPARTMENT

Neighborhood Preservation Program: The Administration should monitor the commitments made by City departments and non-profits as part of the Neighborhood Preservation Program and assess the program and recommendation for a new plan.

Traffic: The Administration should provide a plan to be pro-active for the replacement of signage (stop signs, traffic signs, etc.)

Focus on Home Ownership: The Administration should direct the Planning Department to designate the City's HOME dollars for owner-occupied housing.

Economic Development: The Administration should include a beautification standard/expectation in all proposed development projects that receive incentives from the City. Such standards should serve as a planning and economic development tool that will enhance property values, create jobs, and revitalize neighborhoods and business areas.

Corridor: City Council encourages the Administration to develop a plan to revitalize and enhance major corridors that lead into the City.

Allocation of Code Compliance Time: The Code Compliance officers should spend an equal amount of their time between rental registration inspections and quality-of-life issues and complaints from residents that may not generate revenue. The department needs to continue efforts to increase self-funding to allow for the hiring of additional code officers whether seasonal or permanent.

Code Compliance: Code Compliance should designate a map and assign code officers to territories and the officers should remain in those assigned territories.

Expedite Improving Abandoned Residential and Commercial Buildings: The City Attorney and the Planning and Neighborhood Development Department should expedite the forced improvements or closure of abandoned, neglected, and burned out houses and commercial buildings, and develop a commercial building code.

Specialty Grocery Market: The Administration and the City of Lansing Economic Development Corporation should pursue, as a destination location, a specialty grocery market such as a Whole Foods Market, Fresh Market, or Trader Joe's in Lansing.

Grocery Stores: The Administration and the City of Lansing Economic Development Corporation should pursue grocery stores in the urban core using all State and Federal incentives, such as Public Act 231 of 2008 (Tax Incentive for the establishment of retail groceries promoting healthy foods), the Federal Community and Economic Development Healthy Food Financing Initiative and the issuance of a national request for proposals to encourage the location of urban grocery stores.

PUBLIC SERVICE DEPARTMENT

Parking Facilities: The Administration encourages the Administration to outfit all public parking meters, lots, and structures to be outfitted with renewable energy stations (I.G.P.) for hybrid vehicles and to provide bicycle parking.

Mainstreet: The Administration should ensure money is allocated for the maintenance of the alleys, rain gardens, and other public areas.

Street Sweeping: The Administration should develop a plan for maintenance of the street right-of-way, which includes increasing street sweeping, trash, and brush removal. Additionally, Administration should establish priority zones for bike lanes.

Residential Solid Waste: City Council encourages the Administration to analyze the costs and benefits of being the sole provider of all residential solid waste services through the city.

Compost Material: The Administration is requested to provide a final report to City Council regarding the cost/benefit of retrofitting yard waste trucks with hydraulic lifts and providing rigid recycling bins that would be compatible with such trucks.

Recycling: The Administration will start a PILOT program for multiple-dwelling residential units to encourage recycling

Sidewalks: The Administration should ensure that sidewalks are installed, maintained, and free of snow in high traffic areas to provide the public, especially children, with safe routes to and from schools and shopping areas. The Administration should also submit plans to upgrade the skywalks to make them handicap accessible. The Administration should ensure that all sidewalks in all areas identified in the 2005 Public Service Gap Closure Analysis are addressed in order of their priority unless construction is scheduled. Administration is to research possible Public Act 51 dollars and Safe Routes to School Grants to for the sidewalk gap closure program.

Sidewalk Repairs: The Administration should provide Council, for their review, the ordinance and mechanism to enact the Sidewalk Inspection Due on Sale of Property Program as well as guidelines that would allow property owners to pay for the replacement/repair of deteriorating sidewalks and be reimbursed by the City for its share of the cost and ensure that all temporary repairs meet ADA standards for "Rise and Run".

Rain Gardens: The Administration is requested to provide a comprehensive design plan and costs for adding to or transitioning from traditional storm sewers to rain gardens, wherever feasible. Every effort should be made to coordinate installation with existing and planned construction projects. The Administration should provide information about and encourage the use of rain gardens on all new development. Once the plan is approved by City Council, the Administration shall install

rain gardens according to the plan. The Administration should maintain communication with neighbors to address stagnant water or flooding issues arising directly from the installation or maintenance of the rain gardens.

Bike Lanes: The Administration is encouraged to expedite the Walkable/Bikeable Plan as outlined in the current ordinance and to report to City Council all road changes that involve the addition of bike lanes.

Utilities: The Administration should make every effort to coordinate with utility providers to bury utilities where and whenever possible.

CSO/SSO Projects: The Administration should collaborate with City Council to engage residents affected by CSO in a project review, survey, and evaluation of the City's CSO Control Project with a focus on the existing project approach of total separation of the remaining combined sewer system.

CSO/SSO Project Funding: The Administration should review and determine long-term strategies for financing and funding CSO projects, which do not primarily rely on sewer rates.

By Council Member Dunbar

Motion Carried

RESOLUTION #2012-223

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City Clerk has forwarded an application for a City License, which has been routinely processed without objection, and is ready for final action by this Council; and

WHEREAS, all required signatures have been obtained supporting the application for a fireworks display license;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the application for a City License as follows:

FIREWORKS DISPLAY LICENSE:

Advanced Entertainment Service's request for a public display of fireworks in the City of Lansing for the Life in Color event at 333 E. Michigan Ave. to be held on October 19, 2012.

By Council Member Wood

Motion Carried

ORDINANCES FOR INTRODUCTION

Council Member Quinney, Chair of the Committee on Development and Planning introduced:

An Ordinance of the City of Lansing adding Section 206.25 to Chapter 206 of the Lansing Codified Ordinances by requiring transparency in the bidding and opening of bids for projects that receive certain economic incentives approved by the Lansing City Council

The Ordinance was read by its title for a first time and referred to the Committee on Development and Planning

By Council Member Quinney

To discharge the Committee on Development and Planning from further consideration of this item

Motion Carried

RESOLUTION #2012-224

RESOLUTION SETTING PUBLIC HEARING
By Council Member Quinney

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for Monday, October 22, 2012 at 7:00 p.m. in the City Council Chambers, 10th Floor Lansing City Hall, 124 W. Michigan Ave., Lansing, MI for the purpose of considering an Ordinance of the City of Lansing, Michigan, adding Section 206.25 to Chapter 206 of the Lansing Codified Ordinances by requiring transparency in the bidding and opening of bids for projects that receive certain economic incentives approved by the Lansing City Council.

Interested Persons are invited to attend this Public Hearing

By Council Member Quinney

Motion Carried

**SPEAKER REGISTRATION FOR PUBLIC COMMENT
ON CITY GOVERNMENT RELATED MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

**REPORTS FROM CITY OFFICERS, BOARDS, AND
COMMISSIONS; COMMUNICATIONS AND
PETITIONS; AND OTHER CITY RELATED MATTERS**

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

• Reports from City Officers, Boards and Commissions:

- a. Letter(s) from the Mayor re:
 - i. Full Faith and Credit for Lansing Brownfield Redevelopment Authority Tax Increment Bonds issued through Lansing Economic Development/Lansing Economic Area Partnership for the Reutter Park Place Brownfield Redevelopment Plan

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- ii. SLU-2-2012; 221 N. Pine St., Parking Lot, a request from Michigan Retailers Association to construct a surface parking lot at 221 N. Pine St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- iii. Emergency Solutions Grant (ESG) – Substantial Amendment

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- iv. Neighborhood Stabilization Program 3 (NSP 3)

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

• Communications and Petitions and Other City Related Matters:

- a. Affidavit of Disclosure submitted by James Gray of the Lansing Board of Water and Light

REFERRED TO THE BOARD OF ETHICS

- b. Letter from Genesee Neighborhood Association regarding Niowave, Inc.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

MOTION OF EXCUSED ABSENCE

By Council Member Dunbar

To excuse Council Member Robinson from tonight's proceedings

Motion Carried

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

Clyde Smith of 3234 S. Cambridge Rd. spoke about his candidacy for Ingham County Sheriff.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Mary Elaine Keener of 1027 Seymour Ave. spoke about Niowave, Inc.'s "pole barn."

Council Member Robinson arrived at the meeting at 7:50 p.m.

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city matters.

Willy Williams of P.O. Box 11042 spoke about various city matters.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

ADJOURNED TIME 7:59 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF OCTOBER 22, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries.

PRESENT: Council Members Dunkar, Jeffries, Quinney, Robinson, Washington, Wood, Yorko

ABSENT: Council Member Houghton

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS**

Council Member Robinson asked that the administration look into matters related to water backups on Sylvester St.

Council Member Yorko announced Preservation Lansing's awards event and a transportation summit regarding Flander Shopping Center.

Council Member Wood announced Averill Neighborhood Association's meeting and asked the administration to look into issues related to a scrap bike rack competition.

Council Member Quinney spoke about the Michigan/Michigan State football game.

City Clerk Swope spoke about the upcoming Presidential Election.

COMMUNITY EVENT ANNOUNCEMENTS

Diane Sanborn spoke announced Preservation Lansing's awards event.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about the recent Mobile Food Pantry. He announced Trick or Treat on the Square, the Veteran's Day Ceremony and Silver Bells in the City. He also spoke about the bidding transparency and International Property Maintenance Code Ordinances.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

• **Public Comment on Legislative Matters:**

Legislative Matters included the following public hearings:

1. In consideration of an Ordinance of the City of Lansing, Michigan, adding Section 206.25 to Chapter 206 of the Lansing Codified Ordinances by requiring transparency in the bidding and opening of bids for projects that receive certain economic incentives approved by the Lansing City Council.

Council Member Quinney gave a brief overview of the Public Hearing.

Price Dobernack of 5405 S. Martin Luther King, Jr. Blvd. spoke about the bidding transparency Ordinance.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about the bidding transparency Ordinance.

Ron Leix of 620 W. Berry Ave. spoke about the bidding transparency Ordinance.

REFERRAL OF PUBLIC HEARINGS

1. In consideration of an Ordinance of the City of Lansing, Michigan, adding Section 206.25 to Chapter 206 of the Lansing Codified Ordinances by requiring transparency in the bidding and opening of bids for projects that receive certain economic incentives approved by the Lansing City Council.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

LEGISLATIVE MATTERS

ORDINANCES FOR INTRODUCTION

Council Member Wood, Chair of the Committee on Public Safety introduced:

An Ordinance of the City of Lansing, Michigan, repeals Sections 1460.01- 1460.43 of the Lansing Codified Ordinances and replacing them with new Sections 1460.01 - .03, adopting the 2009 International Property Maintenance Code with certain additions, deletions, and alterations.

The Ordinance is referred to the Committee on Public Safety

RESOLUTION #2012-225

**RESOLUTION SETTING PUBLIC HEARING
By Council Member Wood**

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for Monday, November 5, 2012 at 7:00 p.m. in the City Council Chambers, 10th Floor Lansing City Hall, 124 W. Michigan Ave., Lansing, MI for the purpose of considering an Ordinance of the City of Lansing, Michigan, repealing Sections 1460.01- 1460.43 of the Lansing Codified Ordinances and replacing them with new Sections 1460.01 - .03, adopting the 2009 International Property Maintenance Code with certain additions, deletions, and alterations.

Interested Persons are invited to attend this Public Hearing

By Council Member Wood

Motion Carried

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

**REPORTS FROM CITY OFFICERS, BOARDS, AND
COMMISSIONS; COMMUNICATIONS AND
PETITIONS; AND OTHER CITY RELATED MATTERS**

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

- Reports from City Officers, Boards and Commissions:

- a. Letter(s) from the Mayor re:

- i. Grant Acceptance and Transfer of Funds; Frances Park Fence Donation

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- ii. Grant Acceptance and Transfer of Funds; 2010 Project Safe Neighborhood Grant

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- iii. Grant Acceptance and Transfer of Funds; 2011 Project Safe Neighborhood Grant

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- iv. Transfer of Funds; Neighborhood Stabilization Program 2

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- v. Objecting to the Transfer of All Unsold Tax Reverted Properties from the Eaton County Treasurer to the City of Lansing

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- Communications and Petitions and Other City Related Matters:

- a. Letter from the Trustee Board of Faith United Methodist Church regarding the pathway on Waverly Rd.

REFERRED TO THE COMMITTEE OF THE WHOLE

MOTION OF EXCUSED ABSENCE

By Council Member Quinney

To excuse Council Member Houghton from tonight's proceedings

Motion Carried

**REMARKS BY THE MAYOR
OR EXECUTIVE ASSISTANT**

Randy Hannan, Executive Assistance to Mayor Bernero, addressed concerns regarding economic incentive transparency.

Council Member Wood asked that the Lansing Economic Development Corporation's website be updated to include recent projects.

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

Michael Parkinson of 1613 Lyons Ave. spoke about code compliance.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Brian Rogers of 5801 S. Washington Ave. spoke about various city matters.

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city matters.

Steve Bell of 2740 S. Catherine St. spoke about a claim.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

Dwight Washington, no address given, spoke about various city matters.

Willy Williams of P.O. Box 11042 spoke about various city matters.

ADJOURNED TIME 8:01 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF OCTOBER 29, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries

PRESENT: Council Members Dunbar, Houghton, Jeffries, Washington, Wood, Yorko

ABSENT: Council Members Quinney and Robinson (Arrived at 7:01 p.m.)

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS**

Council Member Robinson arrived at the meeting at 7:01 p.m.

Council Member Washington spoke about the season ending days for Allen Street Market, a place making meeting held by the Allen Neighborhood Center, and the 1st Ward meeting hosted by Council Member Washington.

Council Member Wood announced the next Genesee Neighborhood Association meeting, college application help sessions, and eligibility meetings for the Lansing Promise Scholarship.

Council Member Robinson spoke about the Trick or Treat on the Square event.

Council Member Yorko announced an event regarding community building.

City Clerk Swope spoke about absentee voting and the upcoming Presidential Election.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, announced this year's Silver Bells in the City event and the Veterans Day program. He spoke about several items on tonight's agenda including the marketing for sale of fire stations.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

- Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings.

THIS ITEM WAS RETURNED TO COMMITTEE
Act-2-2012; Marketing for Sale of Fire Station #5

By Council Member Jeffries

To recommit this item

Motion Carried

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about several legislative matters.

Claude Beavers of 3818 Boston Blvd. stated concerns with the proposed sale of fire stations.

LEGISLATIVE MATTERS

CONSENT AGENDA

By Council Member Dunbar

To approve all items on the Consent Agenda.

Council Member Wood asked that items 1a, 2a, 3a and 3C be removed from the Consent Agenda.

There were no items remaining on the Consent Agenda for approval.

RESOLUTIONS

RESOLUTION #2012-226

BY COUNCIL MEMBERS DUNBAR, HOUGHTON, JEFFRIES,
QUINNEY, ROBINSON, WOOD, WASHINGTON, YORKO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Pastor Michael Miles was born and raised in Columbus, Ohio and attended Columbus Public Schools; and

WHEREAS, Pastor Miles attended the University of Cincinnati School of Architecture and Planning; and

WHEREAS, Pastor Michael Miles has been married for ten years to Ashley Danielle Miles; and have been blessed with beautiful three children, Michael, Kerrington, and Khloe; and

WHEREAS, Pastor Miles began preaching and ministry at eleven years old serving; and has served as pastor for last eight years; and

WHEREAS, Pastor Miles pastored two congregations in Ohio and in August 2012 was called to pastor Ebenezer Baptist Church after Bishop Neal Roberson and Co-Pastor Rhonda Roberson were called to minister in Flint, Michigan; and

WHEREAS, Pastor Miles has been a longtime community servant,

serving on the board for Habitat for Humanity, American Alzheimer's Association, Committee member for Logan County Relay for Life; and

WHEREAS, he is also the Founding Trustee of Columbus Collegiate Academy and Lighthouse Christian College in Youngstown, Ohio;

WHEREAS, on July 14th, 2004, was named Pastor Michael Miles Day in Bellefontaine, Ohio for his service to this community; and

WHEREAS, on August 1, 2012, Pastor Miles assumed the pastorate of the Ebenezer Church;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes welcome Pastor Michael Miles and his family to the Lansing community and wish him all the best at his installation on October 28, 2012 and his ministry at Ebenezer Church.

By Council Member Wood

Motion Carried

RESOLUTION #2012-227

BY COUNCIL MEMBER JESSICA YORKO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, consistent with past practice, Ward Councilmembers have been permitted to recommend the person to be appointed by City Council to the Board of Ethics from his or her ward; and

WHEREAS, the nominee has been vetted and meet the qualifications as required by the City Charter;

WHEREAS, Fourth Ward Councilmember Jessica Yorko recommends to the Lansing City Council that Keith Kris fill the Fourth Ward position of the Board of Ethics;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, appoints Keith Kris to the Board of Ethics to the Fourth Ward position for a term to expire June 30, 2016.

By Council Member Yorko

To place an affirmative roll on the resolution

By Council Member Wood

To Amend the NOW, THEREFORE, BE IT RESOLVED clause following "Board of Ethics to the" by striking "Third" and inserting "Fourth"

Motion Carried

The question being the motion to place an affirmative roll on the resolution

Motion Carried

RESOLUTION #2012-228

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

RE: Act-7-12, 629 W. Hillsdale (PPN 33-01-01-16-360-002), Fire Station #3, Market for Sale

WHEREAS, the Lansing Fire Department requests that the City market Fire Station #3 for sale; and

WHEREAS, the property is zoned "D-1" Professional Office, and is located south and west of downtown, at the SE corner of Hillsdale and Sycamore Streets; and

WHEREAS, the Planning Board reviewed the location, character, and extent of the proposed easement in accordance with its Act 33 Review procedures, and found that:

- the property is currently exempt from taxation,
- the station is no longer in use, and is considered surplus,
- no public purpose has been identified for which the property should be retained; and

WHEREAS, the Lansing Planning Board, at its meeting on September 4, 2012, voted unanimously (6-0) to recommend approval of Act-7-12, the marketing for sale of Fire Station #3 at 629 W. Hillsdale; and

WHEREAS, the Committee on Development and Planning has reviewed the report and recommendation of the Planning Board and concurs therewith; and

NOW THEREFORE BE IT RESOLVED, the Lansing City Council hereby approves Act-7-12, the marketing for sale of Fire Station #3 at 629 W. Hillsdale, (PPN 33-01-01-16-360-002), legally described as:

LOT 1 CAPITOL COMMONS URBAN RENEWAL PLAT NO 1.

BE IT FINALLY RESOLVED, that the administration, on behalf of the City, is hereby authorized to sign and execute all documents to complete these transactions, subject to prior approval as to content and form by the City Attorney.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-229

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

RE: Act-9-12, 629 N. Jenison, (PPN 33-01-01-17-127-122), Fire Station #7, Market for Sale

WHEREAS, the Lansing Fire Department requests that the City market Fire Station #7 for sale; and

WHEREAS, the property is zoned "B" Residential District, and is located on the west side of Jenison, south of and adjacent to Saginaw Street; and

WHEREAS, the Planning Board reviewed the location, character, and extent of the proposed easement in accordance with its Act 33 Review procedures, and found that:

- the property is currently exempt from taxation,
- the station is no longer in use, and is considered surplus,
- no public purpose has been identified for which the property should be retained; and

WHEREAS, the Lansing Planning Board, at its meeting on September 4, 2012, voted unanimously (6-0) to recommend approval of Act-9-12, the marketing for sale of Fire Station #7 at 629 N. Jenison; and

WHEREAS, the Committee on Development and Planning has reviewed the report and recommendation of the Planning Board and concurs therewith; and

NOW THEREFORE BE IT RESOLVED, the Lansing City Council hereby approves Act-9-12, the marketing for sale of Fire Station #7 at 629 N. Jenison (PPN 33-01-01-17-127-122), legally described as:

LOTS 19 & 20 BLOCK 9 ESPANORE ADD

BE IT FURTHER RESOLVED that the marketing for sale should include a

deed restriction that would restrict the property to single family zoning and prohibit tear down of the fire station building on the property;

BE IT FINALLY RESOLVED, that the administration, on behalf of the City, is hereby authorized to sign and execute all documents to complete these transactions, subject to prior approval as to content and form by the City Attorney.

By Council Member Houghton

To place an affirmative roll on the resolution

By Council Member Wood

To Amend the BE IT FURTHER RESOLVED clause following "include a" by striking "description of deed restrictions" and inserting "deed restriction"

Motion Carried

By Council Member Wood

To Amend the BE IT FURTHER RESOLVED clause following "tear down" by striking "of the property" and inserting "of the fire station building on the property"

Motion Carried

The question being the motion to place an affirmative roll on the resolution

Motion Carried

RESOLUTION #2012-230

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, for the past sixteen years of the Capital Area Response Effort (CARE) Program has served the City of Lansing in ending family violence in Ingham County; and

WHEREAS, the CARE Program provides empathic listening to the victims, assesses a victims risk of further injury or homicide, provides education on the power and control behavior of assaults, personal safety planning, helps to arrange safe shelter, provides advocacy with legal and civil court proceedings, assists with Victims' Rights Compensation medical forms, provide available free 911 phones, arranges transportation to local community agencies, accesses other community resources available to the victims, dispenses emergency personal need items; and

WHEREAS, drawing as necessary on community referrals, the CARE Program is a post-arrest response team responding to victims of relationship violence in Lansing, East Lansing, Lansing and Meridian Townships and Michigan State University; and

WHEREAS, The CARE Program utilizes 3 staff and approximately 42 volunteers (on-call 7-days a week from 0800 to 0100 hours) via Tri-county dispatch center, and

WHEREAS, The CARE Program also responds to victims of non-arrest relationship violence via phone contacts and/or if dispatched by a local hospitals, and

WHEREAS, in partnership with Ending Violent Encounters (EVE, Inc.) and M.S.U. Safe Place shelters, the CARE Program provides thirty-five hours volunteer training sessions, three times a year and 60 days probation period for CARE volunteers. Volunteer training is geared specifically to domestic violence laws, victim's rights, community resources, empathic listening, crisis intervention and safety planning; and

WHEREAS, via numerous agencies and organizations the CARE

Program also promotes better community awareness of relationship violence by provides community education and training; and

WHEREAS, The CARE Program is funded for 10/01/2012 – 09/30/2013 by a renewable direct federal Victims of Crime Act (VOCA) grant of \$156,230 not to exceed \$124,984 (using in-kind local match estimated at \$31,246).

NOW, THEREFORE, BE IT RESOLVED, the Lansing City council authorizes the Administration to accept and administer a VOCA-CARE grant from the Michigan Crime Victims Service Commission in the amount of \$124,984 total compensation, for the fiscal period beginning October 1, 2012 and ending September 30, 2013 and to create accounts and make necessary transfer.

By Council Member Robinson

Motion Carried

RESOLUTION #2012-231

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, The Lansing Police Department (LPD) submitted a grant application to the Michigan State Police Grants Management Section for a one year Byrnes JAG Hot Spot Policing Grant; and

WHEREAS, The LPD JAG was awarded by the Michigan State Police (award # MSP 72429-1-13-B); and

WHEREAS, The Michigan State Police will award \$44,985.00 to be matched with City of Lansing funds of \$5,000.00 for a total project budget of \$49,985.00; and

WHEREAS, The Hot Spot Policing Grant will fund grant administration by a sergeant (\$403.00), a part time crime research technician (\$36,709.00), twelve overtime sessions by police officers (\$4,073.00), and four radar units including system interface (\$8,800.00); and

WHEREAS, this important initiative will use data driven mechanisms to locate both crime patterns and problematic traffic patterns and thus allow LPD to focus dedicated resources to address same making Lansing neighborhoods safer,

NOW, THEREFORE, BE IT RESOLVED, The Lansing City Council approves acceptance of the Michigan State Police Byrnes JAG Hot Spot Policing grant in the total amount of \$44,985.00 (requiring local match of \$5,000.00) for the grant period beginning October 1, 2012 and ending September 30, 2013; and

BE IT FINALLY RESOLVED, The Administration is authorized to create appropriate accounts and to make the necessary transfers for the expenditure and control of the balance of the grant funds.

By Council Member Robinson

Motion Carried

RESOLUTION #2012-232

BY THE COMMITTEE ON WAYS AND MEANS BY THE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Lansing Police Department (LPD) submitted a 100% Federally-funded multi-jurisdiction grant application (GVSU-209856-01) to Grand Valley State University, Project Safe neighborhood (PSN); and

WHEREAS, the Grand Valley State University will award \$20,000 to the City of Lansing; and

WHEREAS, the federal award of \$20,000 requires no local match; and

WHEREAS, the PSN grant will fund overtime for LPD's undercover unit to plan coordinated efforts to address gun violence reduction and anti-gang initiatives; and

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council approves acceptance of the Grand Valley State University, Project Safe neighborhood grant in the amount of \$20,000 (requiring no local match) for the grant period beginning February 1, 2011 and ending December 30, 2012 to fund overtime to address gun violence and anti-gang initiatives; and

BE IT FINALLY RESOLVED, the Administration is authorized to create appropriate accounts and to make the necessary operating transfers for the expenditure and control of the balance of the grant funds.

By Council Member Robinson

Motion Carried

RESOLUTION #2012-233

BY THE COMMITTEE ON WAYS AND MEANS BY THE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Lansing Police Department (LPD) submitted a 100% Federally-funded multi-jurisdiction grant application (GVSU-209860-04) to Grand Valley State University, Project Safe neighborhood (PSN); and

WHEREAS, the Grand Valley State University will award \$20,400 to the City of Lansing; and

WHEREAS, the federal award of \$20,400 requires no local match; and

WHEREAS, the PSN grant will fund overtime for LPD's undercover unit to plan coordinated efforts to address gun violence reduction and anti-gang initiatives; and

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council approves acceptance of the Grand Valley State University, Project Safe neighborhood grant in the amount of \$20,400 (requiring no local match) for the grant period beginning October 1, 2012 and ending May 31, 2013 to fund overtime to address gun violence and anti-gang initiatives; and

BE IT FINALLY RESOLVED, the Administration is authorized to create appropriate accounts and to make the necessary operating transfers for the expenditure and control of the balance of the grant funds.

By Council Member Robinson

Motion Carried

RESOLUTION #2012-234

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, The Lansing Police Department (LPD) submitted a 100% Federally-funded multi-jurisdiction grant application (#2011-H4276-MI-DJ) to the Office of Justice Programs, U.S. Bureau of Justice Assistance for a four-year Justice Assistance Grant (JAG); and

WHEREAS, the LPD JAG application was endorsed by the City of Lansing and Ingham County, and was accepted by the Bureau of Justice Assistance (award # 2011-DJ-BX-2453); and

WHEREAS, the JAG grant is a cooperative plan with Ingham County; and

WHEREAS, the Bureau of Justice Assistance will award \$128,947 to be split \$118,076 to the City of Lansing and \$10,871 to the County of Ingham; and

WHEREAS, the federal award of \$128,947 requires no local match from either one of the local agencies; and

WHEREAS, the JAG grant will fund items necessary to increase the capability of the LPD to introduce technology in order to increase efficiencies (\$118,076), and equipment for the Ingham County Sheriff Department accident/ crime scene investigation program (\$10,871);

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council approves acceptance of the multi-agency 2011 Justice Assistance Grant in the total amount of \$128,947 (requiring no local match) for the grant period beginning August 1, 2011 and ending July 31, 2015 to fund technology enhancement; and

BE IT FINALLY RESOLVED, the Administration is authorized to create appropriate accounts and to make the necessary operating transfers for the expenditure and control of the balance of the grant funds.

By Council Member Robinson

Motion Carried

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

**REPORTS FROM CITY OFFICERS, BOARDS, AND
COMMISSIONS; COMMUNICATIONS AND
PETITIONS; AND OTHER CITY RELATED MATTERS**

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

RESOLUTION #2012-235

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, The Lansing Police Department (LPD) submitted a 100% Federally-funded multi-jurisdiction grant application (#2012-H2368-MI-DJ) to the Office of Justice Programs, U.S. Bureau of Justice Assistance for a four-year Justice Assistance Grant (JAG); and

WHEREAS, The LPD JAG application was endorsed by the City of Lansing and Ingham County, and was accepted by the Bureau of Justice Assistance (award # 2012-DJ-BX-0290); and

WHEREAS, The JAG grant is a cooperative plan with the City of East Lansing, Ingham County; and

WHEREAS, The Bureau of Justice Assistance will award \$110,643 to be split \$97,692.00 to the City of Lansing, \$12,951.00 to the City of East Lansing and \$0.00 to the County of Ingham; and

WHEREAS, the federal award of \$110,643 requires no local match from any of the local agencies; and

WHEREAS, The JAG grant will fund items necessary to increase the capability of the LPD to introduce new data management technology in order to increase efficiencies (\$97,692), and palm printer equipment for the City of East Lansing (\$12,951);

NOW, THEREFORE, BE IT RESOLVED, The Lansing City Council approves acceptance of the multi-agency 2012 Justice Assistance Grant

in the total amount of \$110,643 (requiring no local match) for the grant period beginning October 1, 2011 and ending September 30, 2015 to fund technology enhancement; and

BE IT FINALLY RESOLVED, The Administration is authorized to create appropriate accounts and to make the necessary operating transfers for the expenditure and control of the balance of the grant funds.

By Council Member Robinson

Motion Carried

THIS ITEM WAS RETURNED TO THE COMMITTEE ON WAYS AND MEANS

Grant Acceptance and Transfer of Funds; State/Federal Programs, Automobile Theft Prevention Authority Grant

By Council Member Robinson

To recommit this item

Motion Carried

RESOLUTION #2012-236

BY THE COMMITTEE ON WAYS AND MEANS
APPROVED BY THE CITY COUNCIL OF THE CITY OF LANSING

NEIGHBORHOOD STABILIZATION PROGRAM (NSP) 3
SUBSTANTIAL
AMENDMENT TO THE FY 2010-2011 CONSOLIDATED PLAN
CITY OF LANSING, MI

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) requires that the City of Lansing submit the Annual Consolidated Strategy and Plan Submission (Consolidated Plan) in order to receive Community Development fund resources, including Community Development Block Grant (CDBG), HOME and Emergency Solutions Grant (ESG) program funds, and

WHEREAS, HUD has approved the City of Lansing FY 2010-2011 Consolidated Plan, and

WHEREAS, Congress passed the Housing and Economic Recovery Act of 2008 (HERA) and established the Neighborhood Stabilization Program (NSP) in response to growing problems in communities related to the foreclosure crisis,

WHEREAS, the Dodd-Frank Wall Street Reform and Consumer Protection Act of 2010 provided an additional \$1 billion for the NSP that was originally established under the Housing and Economic Recovery Act of 2008; and

WHEREAS, the statute calls for allocating funds to States and local governments with the greatest need as determined by the number and percentage of home foreclosures, homes financed by a subprime mortgage and homes in default or delinquency; and

WHEREAS, NSP 3 is the third round of funding, through HUD, to target emergency assistance to state and local governments to acquire, redevelop and or demolish foreclosed properties; and

WHEREAS, HUD requires that the City of Lansing submit a Substantial Amendment to its FY 2010-2011 Consolidated Plan for the NSP 3 funding allocation of \$1,162,508; and

WHEREAS, the City has identified how the NSP 3 funds will be utilized and conducted all required public comments on the amendment; and

WHEREAS, the Committee on Ways and Means has reviewed the NSP 3 Substantial Amendment to the FY 2010-2011 Consolidated Plan; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lansing adopts the NSP 3 Substantial Amendment to its Consolidated Plan for fiscal year 2010-2011 as proposed by the Committee on Ways and Means; and

BE IT FURTHER RESOLVED that Mayor Virg Bernero, as the City's Chief Executive Officer, is authorized, as the official representative of the City of Lansing, to accept the above described award; that he is hereby authorized to sign the grant agreement, to establish new and separate expenditures accounts for it as necessary, and to take such other action as may be required to implement the grant; and

BE IT FINALLY RESOLVED that Mayor Virg Bernero is authorized to provide any and all information, to act in connection with the NSP 3 substantial amendment and to execute all agreements, contracts and legal documents, including the Agreement between the City and the Department of Housing and Urban Development, to accept and implement the NSP 3 program.

By Council Member Robinson

Motion Carried

RESOLUTION #2012-237

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) requires that the City of Lansing submit a Consolidated Strategy and Plan Submission (CSPS), 2011-2016 and the FY2012 Annual Action Plan in order to receive Community Development fund resources, including Community Development Block Grant (CDBG), HOME and Emergency Solutions Grant (ESG) program funds, for fiscal year 2011-2012; and

WHEREAS, the City of Lansing received \$2,017,536 in Community Development Block Grant, \$818,917 in HOME funds and Emergency Shelter Grant funds of \$97,326 allocated to Lansing for 2011-2012 totaling \$2,846,185 which was adopted by City Council on May 9, 2011; and

WHEREAS, an additional \$54,746 of Emergency Solutions Grant (ESG) funds were allocated to the City of Lansing with the understanding that a substantial amendment to the 2011-12 Action Plan was required as well as the funds administered as a second allocation to the existing emergency shelter grant allocation (\$97,326) for a total of \$152,072 in Emergency Shelter/Solutions Grant funds; and

WHEREAS, the City of Lansing's first allocation of \$97,326 is subject to the Emergency Shelter Program regulations; and

WHEREAS, the City of Lansing's second allocation of \$54,746 is to be used exclusively for homelessness prevention and assistance, rapid re-housing assistance, Homeless management Information Systems (HMIS) and administration; and

WHEREAS, an approved substantial amendment will allow ESG allocation in the future Consolidated Planning process;

WHEREAS, pursuant to program requirements, the City has conducted a citizen participation and open review process which has included consultation with several community groups; and

WHEREAS, the City did also initiated and carried out the required thirty (30) day public comment period on the amendment to the 2011-12 Action Plan by publishing a summary of the plan and made available for public comments from February 9 – March 9, 2012; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lansing adopts the second allocation of \$54,746 of ESG funds as an

amendment to the FY2012 Annual Action Plan (7/1/2011 -6/30/2012) for the City of Lansing that includes those funds being used exclusively for homelessness prevention and assistance, rapid re-housing assistance, Homeless Management Information Systems (HMIS) and administration; and

BE IT FURTHER RESOLVED that Mayor Virg Bernero, as the City's Chief Executive Officer, is authorized, as the official representative of the City of Lansing, to accept the above described award; that he is hereby authorized to sign the grant agreement, to establish new and separate expenditures accounts for it as necessary, and to take such other action as may be required to implement the grant; and

BE IT FINALLY RESOLVED that Mayor Virg Bernero is authorized to provide any and all information, to act in connection with the application and to execute all agreements, contracts and legal documents, including the Agreement between the City and the Department of Housing and Urban Development, to secure funds, establish accounts, and accept and implement the ESG second allocation of \$54,746.

By Council Member Robinson

Motion Carried

RESOLUTION #2012- 238

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

That the following FY 2012 transfer be approved;

\$27,643.57 from CDBG Program Income	252.000000 680107.0000
\$27,643.57 to CDBG - Building Rehab-Residential	252.932650 975201.04730

This amount represents the year end accounting for the CDBG Fund's annual receipts for program income. The transfer is necessary to bring the fund into balance at year end.

By Council Member Robinson

Motion Carried

RESOLUTION #2012-239

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

That the following FY 2013 transfer be approved;

101.000000 679100.0000	\$134,000.00 From: Fund Balance (donation received FY12)
101.000000 675003.0000	\$14,152.00
101.966000 991410.0000	\$148,152.00 Transfer to Capital Improvements Fund
410.000000 696101.12155	\$148,152.00 Transfer from General Fund Donations
410.933390 970000.12155	\$148,152.00 To: Infrastructure Fund - Frances Park Fence

(Explanation: Donations received from a resident to be used at Frances Park for the purchase and installation of an ornamental fence and vehicle gate along the east property line of the park.)

By Council Member Robinson

Motion Carried

RESOLUTION #2012-240

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

That the following FY 2012 transfer be approved;

\$22,300.34 from HOME Program Income	263.000000 680107.0000
\$22,300.34 to HOME - Building Rehab-Residential	263.932650 975201.02011

This amount represents the year end accounting for the HOME Fund's annual receipts for program income. The transfer is necessary to bring

the fund into balance at year end.

By Council Member Robinson

Motion Carried

RESOLUTION #2012-241

BY THE COMMITTEE ON WAYS & MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

That the following FY 2013 transfer be approved;

\$287,611.04 from NSP-II Program Income	273.000000 680107.17903
\$287,611.04 to NSP-II - New Construction	273.172650 975004.17903

This amount represents the interim accounting for the Neighborhood Stabilization Program Grant II's program income receipted from grant inception to September 17, 2012. The transfer is necessary to bring the fund into balance.

By Council Member Robinson

Motion Carried

• Reports from City Officers, Boards and Commissions:

- a. Letters from the City Clerk:
 - i. Submitting a Fireworks Display License Application from Downtown Lansing, Inc./Night Magic Displays for a public display of fireworks for Silver Bells in the City to be held November 16, 2012

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- ii. Providing notice of the placement on file of the Board of Water and Light Audit Reviews by the Internal Auditor for Fiscal Years Ending June 30, 2012 and June 30, 2011

REFERRED TO THE COMMITTEE OF THE WHOLE

- iii. Submitting Minutes of Boards and Authorities placed on file

RECEIVED AND PLACED ON FILE

- b. Letter(s) from the Mayor re:
 - i. Reappointment of Sandra Zerkle to the Board of Water and Light Board of Trustees for a 4th Ward Term to Expire June 30, 2016

REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS

- ii. Reappointment of Tracy Thomas to the Board of Water and Light Board of Trustees for an At-Large Term to Expire June 30, 2016

REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS

• Communications and Petitions, and Other City Related Matters:

- a. Letter from the State of Michigan Department of Treasury submitting a list of Tax Foreclosed Property Title Transfers

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- b. Letter from Comcast Cable providing notice of channel lineup changes effective December 12, 2012

REFERRED TO THE TELECOMMUNICATIONS AND CABLE
ADVISORY BOARD

MOTION OF EXCUSED ABSENCE

By Council Member Robinson

To excuse Council Member Quinney from tonight's proceedings

Motion Carried

REMARKS BY COUNCIL MEMBERS

Vice President Dunbar spoke about the ribbon cutting for the Waverly Rd. Non-motorized Path and the Southwest Lasing River Trail project.

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city matters.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Harold King of 1563 N. High St. spoke about various city matters.

Rick Kibbey of 1614 Lindburgh Dr. spoke about the Red Cedar Park project.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

Russell Terry of 121 E. Mt. Hope Ave. spoke about various city matters.

Dwight Washington of Lansing spoke about the Red Cedar Park redevelopment.

Willy Williams of P.O. Box 11042 spoke about various city matters.

Jon Lum of 227 Custer Ave. spoke about the Red Cedar Park redevelopment.

Claude Beavers of 3010 Boston Blvd. spoke about the Red Cedar Park redevelopment.

Kenneth McMullen, homeless, spoke about various city matters.

Clyde Smith of 3234 S. Cambridge Rd. spoke about his candidacy for Ingham County Sheriff.

Jennie Grau of 201 Lathrop St. spoke about various city matters.

ADJOURNED TIME 8:34 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF NOVEMBER 5, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries.

PRESENT: Council Members Dunkar, Houghton, Jeffries, Quinney, Robinson, Washington, Wood, Yorko

ABSENT: None

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS:**

Council Member Washington stated that the Allen Street Market is still open.

Council Member Robinson announced the next 2nd Saturdays meeting for residents of the 3rd Ward.

Chief Deputy City Clerk Reeves spoke about tomorrow's Presidential Election.

COMMUNITY EVENT ANNOUNCEMENTS

Darnell E. Oldham, Sr. announced Faith United Methodist Church's pancake breakfast.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about Trick or Treat on the Square, the upcoming Silver Bells in the City event and tomorrow's Presidential Election.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

1. In consideration of and Ordinance of the City of Lansing to repeal Sections 1460.01-1460.43 of the Lansing Codified Ordinances and replace them with new Sections 1460.01 - .03, adopting the 2009 International Property Maintenance Code

with certain additions, deletions, and alterations

Council Member Wood gave a brief overview of the Public Hearing.

Gary Calkins of 2521 York Rd. spoke in support of the 2009 International Property Maintenance Code.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke in support of the 2009 International Property Maintenance Code.

REFERRAL OF PUBLIC HEARINGS

1. In consideration of and Ordinance of the City of Lansing to repeal Sections 1460.01-1460.43 of the Lansing Codified Ordinances and replace them with new Sections 1460.01 - .03, adopting the 2009 International Property Maintenance Code with certain additions, deletions, and alterations

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #2012-242

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Lansing Police Department has received a renewal grant from the State of Michigan Auto Theft Prevention Authority (ATPA) for the federal fiscal year period 2013 for the prevention, investigation, recovery and prosecution of Lansing-specific auto thefts; and

WHEREAS, the amount to be awarded for this grant equals \$123,435 (50% ATPA funds \$61,717.50, 50% local matching funds \$61,717.50) and will be used for the salary and fringe benefit costs, field and office operating costs, and leased vehicle costs of one (1) detective position; and

WHEREAS, in order to keep auto theft incidence at a low level, the Lansing Police Department (LPD) provides detective resources in addition to the federally-supported detective project; and

WHEREAS, the local match funds budgeted in the FY2013 Lansing Police Department budget are sufficient to meet the requirements of this renewal grant;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council approves acceptance of the auto theft prevention grant in the total amount of \$123,435 (\$61,717.50 ATPA, \$61,717.50 city match) for the federal fiscal year 2013 grant period (October 1, 2012 through September 30, 2013) to fund the associated costs of one (1) detective position; and

BE IT FURTHER RESOLVED, if federal grantor regulations allow recovery of related administrative costs, appropriate steps may be taken to secure payment; and

BE IT FINALLY RESOLVED, that the Administration is authorized to create appropriate accounts and to make the necessary operating transfers for the expenditure and control of the balance of the grant funds.

By Council Member Robinson

Motion Carried

Claude Beavers of 3010 Boston Blvd. spoke about voting.

L.W. Morrow of 517 N. Walnut Ave. spoke about Hurricane Sandy.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

ADJOURNED TIME 7:45 P.M.

CHRIS SWOPE, CITY CLERK

**REPORTS FROM CITY OFFICERS, BOARDS, AND
COMMISSIONS; COMMUNICATIONS AND
PETITIONS; AND OTHER CITY RELATED MATTERS**

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

- Reports from City Officers, Boards and Commissions:
 - a. Letter from the City Clerk providing notice of the placement on file of the City of Lansing's Fiscal Year 2013 1st Quarter General Fund Status Report

REFERRED TO THE COMMITTEE OF THE WHOLE AND THE INTERNAL AUDITOR

- Communications and Petitions and Other City Related Matters:
 - a. Letter from the Clinton County Board of Commissioners submitting a copy of its 911 Plan Amendment

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- b. Letter from Comcast Cable providing notice of XFINITY Signature Support effective November 28, 2012

REFERRED TO THE TELECOMMUNICATIONS AND CABLE ADVISORY BOARD

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city matters.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

Mary Elaine Keener of 1027 Seymour Ave. spoke about Niowave, Inc.'s "pole barn."

Stan Shuck of 818 Cooper Ave. spoke about various city matters.

Willy Williams of P.O. Box 11042 spoke about various city matters.

Russell Terry of 121 E. Mt. Hope Ave. spoke about various city matters.



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF NOVEMBER 15, 2012**

and the next Mobile Food Pantry.

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 1:30 p.m. by President Jeffries

PRESENT: Council Members Jeffries, Robinson, Washington, Wood

ABSENT: Council Members Dunbar (Arrived at 1:34 p.m.), Houghton (Arrived at 1:32 p.m.), Quinney and Yorko

Council Member Wood asked people to remember Donna Graves, who recently passed away, during the moment of Meditation. The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

Council Member Houghton arrived at the meeting at 1:32 p.m.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Robinson

To approve the printed Council Proceedings of September 17 and 24, 2012

Motion carried

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS**

Council Member Wood announced the next Lewton-Rich neighborhood meeting. She asked Randy Hannan, Executive Assistant to Mayor Bernero, about which department enforces issues related to the right of way and he stated it was the Code Compliance officers. She expressed her disappointment in the administration about not inviting Council Members to the Neighborhood Watch recognition event.

Council Member Dunbar arrived at the meeting at 1:34 p.m.

Council Member Robinson spoke about the recent 2nd Saturdays meeting for residents of the 3rd Ward.

City Clerk Swope spoke about the recent Presidential Election and thanked poll workers and employees.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about the recent Veteran's Day ceremony, tomorrow's Silver Bells in the City event

LEGISLATIVE MATTERS

RESOLUTIONS

**THIS ITEM WAS RETURNED TO THE COMMITTEE ON
INTERGOVERNMENTAL RELATIONS**

Confirmation of Reappointment of Sandra Zerkle to the Board of Water and Light Board of Trustees for a 4th Ward Term to Expire June 30, 2016

By Council Member Washington

To recommit this item

Motion Carried

RESOLUTION #2012-243

BY COUNCIL MEMBERS DUNBAR, HOUGHTON, JEFFRIES,
QUINNEY, ROBINSON, WASHINGTON, WOOD, AND YORKO

WHEREAS, John Daher, Supervisor of Lansing Township, will retire in November 2012, after completing outstanding service to the residents of the township and the Greater Lansing Area; and

WHEREAS, he has been a resident of Lansing Township since 1976 and was elected on January 10, 1984 at a special election filling the Supervisor position; and

WHEREAS, John has served the community as teacher and real estate broker; and

WHEREAS, he is a lifetime member of St. Casimir Church and of the church choir and cantors and has been a member of the Men of Orpheus Choir since 1986 as a 1st Tenor, moved to 2nd tenor in 1995 then to the Baritone section in 2008; and

WHEREAS, John continued to balance the Lansing Township budget after a \$500,000 loss in taxes due to GM plant closings and there were Township employee layoffs; and

WHEREAS, he pursued recreation grants to improve the parks which include playground equipment in four parks which had none and creating a hiking trail; and

WHEREAS, John has served the Tri-County area as Vice Chair in 1998 and chairperson for the Groundwater Management Board since 2001; and

WHEREAS, he has earned the admiration and respect of many due to his dedication, professionalism and hard work.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, recognizes John Daher, the Lansing Township Supervisor, for his leadership and hereby, wishes to congratulate John on his retirement after his many years of wonderful service.

By Council Member Wood

Motion Carried

RESOLUTION #2012-244

BY COUNCIL MEMBERS DUNBAR, HOUGHTON, JEFFRIES, QUINNEY, ROBINSON, WASHINGTON, WOOD, AND YORKO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Pastor Iris Cotton is a lifelong resident of Lansing, and attended Great Lakes Bible College; and

WHEREAS, after her retirement from General Motors in 1997 with 30 years of dedicated service, she fully committed her life and efforts to worshipping God, teaching and spreading the Gospel, and nurturing the souls of others; and

WHEREAS, she is the proud mother of Teresa Keyton and grandmother to Joshua Beard; and

WHEREAS, on February 20, 2000, then Reverend Cotton, became the first woman to be ordained with full authority of the Baptist Clergy that comprises the Michigan Baptist Association, and marked a truly historical moment in the 91-year history of the Union Missionary Baptist Church; and

WHEREAS, Pastor Cotton travels throughout the state of Michigan, ministering the Gospel to Those who are incarcerated; offering hope and faith to residents of Ingham County Jail, Huron Valley Women's Facility, and Cooper Street Correctional Facility; and

WHEREAS, she can be found at any given time in the hospitals and nursing homes ministering and praying with believers and unbelievers alike, and is well-known and respected throughout the community as a God Fearing woman of Prayer, and as such, is asked by people from all walks of life to intercede on behalf of themselves, their families, and their friends; and

WHEREAS, Pastor Cotton loves to learn and read; and enjoys studying the history of the Word of God. Her favorite scripture is Nehemiah 6:3, "I am doing a great work so that I cannot come down to you"; and

WHEREAS, she is also an avid tennis fan and has won several trophies and honors in an array of tennis tournaments; and

WHEREAS, most recently, Pastor Cotton has been appointed to lead and grow as pastor to Fearless Faith Church Ministries, which began in November 2004. The mission of the Church is to spread the word for daily living by strengthening the family through honoring the wisdom of the elderly, empowering youth, focusing on the local needs of the community, and working to eliminate discrimination in all its forms; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to congratulate Pastor Iris Cotton on her remarkable achievements, her dedication to serving God and spreading a message of love and acceptance to all of God's children. We wish you success as Pastor of the Fearless Faith Church Ministries as they celebrate their 9th Anniversary!

By Council Member Wood

Motion Carried

RESOLUTION #2012-245

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City Clerk has forwarded an application for a City License, which has been routinely processed without objection, and is ready for final action by this Council; and

WHEREAS, all required signatures have been obtained supporting the application for a fireworks display license;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the application for a City License as follows:

FIREWORKS DISPLAY LICENSE:

Night Magic Displays for a public display of fireworks in the City of Lansing for Silver Bells in the City to be held November 16, 2012.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-246

BY THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Anthony Mullen of 3812 Churchill Avenue, Lansing, MI, 48911 to the vacant At-Large position on the Board of Water and Light Board of Trustees for a term to expire June 30, 2013; and

WHEREAS, the nominee has been vetted and meet the qualifications as required by the City Charter;

WHEREAS, the Committee on Intergovernmental Relations met on November 7, 2012 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby confirms the appointment of Anthony Mullen of 3812 Churchill Avenue, Lansing, MI, 48911 to the vacant At-Large position on the Board of Water and Light Board of Trustees for a term to expire June 30, 2013.

By Council Member Washington

Motion Carried

RESOLUTION #2012-247

BY THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Tracy Thomas of 2727 of Norwich, Lansing, MI, 48911 as an At-Large member on the Board of Water and Light Board of Trustees for a term to expire June 30, 2016; and

WHEREAS, the nominee has been vetted and meet the qualifications as required by the City Charter;

WHEREAS, the Committee on Intergovernmental Relations met on November 7, 2012 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby confirms the appointment of Tracy Thomas of 2727 Norwich, Lansing, MI, 48911 as an At-Large member on the Board of Water and Light Board of Trustees for a term to expire June 30, 2016.

By Council Member Washington

Motion Carried

RESOLUTION #2012-248

BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

PUBLIC IMPROVEMENT V

WHEREAS, it was deemed to be a public necessity to construct Curb and Gutter and Storm Sewer in front of and adjacent to the properties described below, and

WHEREAS, the construction of PS #68049, known as the Dunkel Road

Reconstruction Project, has been completed, and

WHEREAS, changes to the assessment roll have been conveyed to the City Assessor, and

WHEREAS, the benefitted properties are as follows:

PROPERTY BENEFITTED: Curb and Gutter - All lands fronting on Dunckel Road from Jolly Road northerly and easterly to US-127, excepting all public streets and alleys and other land deemed not benefitted.

PROPERTY BENEFITTED: Storm Sewer - All lands fronting on Dunckel Road from Jolly Road northerly and easterly to US-127, excepting all public streets and alleys and other land deemed not benefitted.

ROLL 373	ESTIMATED COST	ACTUAL COST	DIFFERENCE
Dunckel Road	\$200,284.55	\$175,192.52	-\$25,092.03

RESOLVED, by the City Council of the City of Lansing, that the supplementary Special Assessment Roll 373, Public Service # 68049, known as Dunckel Road Reconstruction Project, as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to adjust the assessments of all persons who have paid said tax as originally assessed to pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll 90 days after approval.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-249

BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

PUBLIC IMPROVEMENT V

WHEREAS, it was deemed to be a public necessity to construct Sidewalk and Concrete Driveway Approaches in front of and adjacent to the properties described below, and

WHEREAS, the construction of PS #75125, known as the Haag Road Reconstruction Project, has been completed, and

WHEREAS, changes to the assessment roll have been conveyed to the City Assessor and

WHEREAS, the benefitted properties are as follows:

PROPERTY BENEFITTED: Sidewalk: All lands fronting on Haag Road from Miller Road to Martin Luther King, Jr. Boulevard, excepting all public streets and alleys and other land deemed not benefitted.

PROPERTY BENEFITTED: Concrete Driveway Approaches: All lands fronting on Haag Road from Miller Road to Martin Luther King, Jr. Boulevard, excepting all public streets and alleys and other land deemed not benefitted.

ROLL G391	ESTIMATED COST	ACTUAL COST	DIFFERENCE
Haag Road	\$ 28,425.34	\$ 27,717.91	-\$ 707.43

RESOLVED, by the City Council of the City of Lansing, that the supplementary Special Assessment Roll G391, Public Service # 75125, known as Haag Road Reconstruction Project, as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to adjust the assessments of all persons who have paid said tax as originally assessed to pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll 90 days after approval.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-250

BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

PUBLIC IMPROVEMENT V

WHEREAS, it was deemed to be a public necessity to repair Sidewalk in the areas described below, and

WHEREAS, the construction of PS #01092, known as the 2008 New Sidewalk Repair Construction Project, has been completed, and

WHEREAS, there have been no changes to the assessment roll as ratified by City Council,

WHEREAS, the benefitted properties are as follows:

PROPERTY BENEFITTED: Sidewalk: Along the north side of Edgewood Blvd. , from 200 E. Edgewood to S. ML King Jr. Blvd.

Also, along the east side of S. ML King Jr. Blvd from Edgewood to Miller,

Also along the south side of Miller Rd. from S. Pennsylvania Ave. to Beechfield,

Also along the west side of North Larch in front of Otto School and 2115 N. Larch Street,

And also Parcel 33-01-01-04-477-033, known as 2115 N. Larch Street, Excepting all public streets and alleys and other land deemed not benefitted.

ROLL B091	ESTIMATED COST	ACTUAL COST	DIFFERENCE
2008 Sidewalk Repair	\$53,708.38	\$50,614.63	-\$3,093.75

RESOLVED, by the City Council of the City of Lansing, that the supplementary Special Assessment Roll B090, Public Service # 01092, known as 2008 New Sidewalk Repair Construction Project, as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to adjust the assessments of all persons who have paid said tax as originally assessed to pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll 90 days after approval.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-251

BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

PUBLIC IMPROVEMENT V

WHEREAS, it was deemed to be a public necessity to construct Storm Sewer, Curb and Gutter and Concrete Driveway Approaches in front of and adjacent to the properties described below, and

WHEREAS, the construction of PS #01104, known as the RAYMOND DRIVE AND BLIESENER STREET CONSTRUCTION Project, has been completed, and

WHEREAS, there have been no changes in the Assessment Roll A- 394 and there is a decrease of \$4,504.80 in Assessment Roll # A-395, as ratified by City Council, and

WHEREAS, the benefitted properties are as follows:

PROPERTY BENEFITTED: All lands fronting on Raymond Drive from Grand River Ave to the north end, and Bliesener Street from west of Picardy to Pheasant Avenue, excepting all public streets and alleys and other land deemed not benefitted.

ROLL A-394	ESTIMATED COST	ACTUAL COST	DIFFERENCE
Raymond Drive	\$65,161.47	\$65,161.47	\$0.00
ROLL A-395	ESTIMATED COST	ACTUAL COST	DIFFERENCE
Bliesener Street	\$76,385.00	\$71,880.00	(\$4,505.00)

RESOLVED, by the City Council of the City of Lansing, that the supplementary Special Assessment Rolls A-394 and A-395, Public Service # 01104, known as RAYMOND DRIVE AND BLIESENER STREET CONSTRUCTION Project, as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to adjust the assessments of all persons who have paid said tax as originally assessed to pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll 90 days after approval.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-252

BY THE COMMITTEE ON PUBLIC SERVICES

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

PUBLIC IMPROVEMENT V

WHEREAS, it was deemed to be a public necessity to repair Sidewalk in the areas described below, and

WHEREAS, the construction of PS #01099, known as the 2008 Sidewalk Repair Construction Project, has been completed, and

WHEREAS, changes to the assessment roll have been conveyed to the City Assessor and

WHEREAS, the benefitted properties are as follows:

PROPERTY BENEFITTED: Sidewalk: An area bounded by Jolly Road, Wainwright Avenue, Stillwell Avenue, and Jerree Street and;

An area bounded by Parkway Drive, Holmes Road, South Cedar Street, and Glendale Avenue,

Excepting all public streets and alleys and other land deemed not benefitted.

ROLL B091	ESTIMATED COST	ACTUAL COST	DIFFERENCE
2008 Sidewalk Repair	\$53,708.38	\$50,614.63	-\$3,093.75

RESOLVED, by the City Council of the City of Lansing, that the supplementary Special Assessment Roll B091, Public Service # 01099, known as 2008 Sidewalk Repair Construction Project, as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to adjust the assessments of all persons who have paid said tax as originally assessed to pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll 90 days after approval.

By Council Member Houghton

Motion Carried

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MOTION OF EXCUSED ABSENCE

By Council Member Dunbar

To excuse Council Members Quinney and Yorko from this afternoon's proceedings

Motion Carried

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS:

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city matters.

Kenneth McMullen, no address give, spoke about various city matters.

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Maria Koutsoukos, no address give, spoke about governance.

L.W. Morrow of 517 N. Walnut Ave. spoke about Hurricane Sandy.

ADJOURNED TIME 2:13 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF NOVEMBER 19, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries.

PRESENT: Council Members Dunkar, Houghton, Jeffries, Quinney, Robinson, Washington, Wood, Yorko

ABSENT: None

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunkar

To approve the printed Council Proceedings of October 1, 2012

Motion carried

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS**

Council Member Wood announced that CARE is looking for volunteers and she announced digital stories event at Michigan State University for sexual violence survivors.

Council Member Houghton spoke about Friends of Lansing's Historic Cemeteries' cleanup event and free services for cats at the Humane Society.

**THIS ITEM WAS RETURNED TO THE COMMITTEE ON
DEVELOPMENT AND PLANNING**

Introduction of an Ordinance of the City of Lansing, Michigan, to Add Section 1282.04 to the Lansing Codified Ordinances by requiring construction code permit applications covering a lot for which a special land use has been approved to be submitted to the City Clerk for forwarding to City Council, and setting a Public Hearing for December 3, 2012

By Council Member Quinney

To recommit this item

Motion Carried

COMMUNITY EVENT ANNOUNCEMENTS

Darnell E. Oldham, Sr. announced Churchill Downs Community Association meeting.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swape announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about Silver Bells in the City event, the recent Mobile Food Pantry, Mayor Bernero's trip to Italy and 2012 Harvest Beacon of Light awards given to Dr. Jean Jackson and Mayor Bernero. He stated that trash collection would be delayed a day due to the Thanksgiving holiday.

Council Member Wood spoke about the lack of notification that Mayor Bernero was out of the country.

Council Member Washington asked for clarification from the City Attorney regarding a possible Charter violation for lack of notification of the mayor's absence and City Attorney Smith stated that it is not a violation of the Charter.

Randy Hannan stated that Mayor Bernero is fully accessible and accountable on his trip to Italy.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various legislative matters.

Mary Elaine Keener of 1027 Seymour Ave. spoke about Special Land Use Permits.

LEGISLATIVE MATTERS

CONSENT AGENDA

By Council Member Dunkar

To approve all items on the Consent Agenda.

Council Member Wood asked that items 1a, 2a, 3a, 3b and 4a be removed from the Consent Agenda.

There were no items remaining on the Consent Agenda for approval.

RESOLUTIONS

RESOLUTION #2012-253

BY COUNCIL MEMBER BRIAN JEFFRIES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Council President Brian Jeffries recommended a date for the Lansing City Council to hold an additional meeting in 2012 to the Lansing City Council; and

WHEREAS, the Lansing City Council has identified a need to hold an additional meeting within this calendar year to finish its annual work; and

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby approves the recommendation of for an additional Lansing City Council meeting for Monday, December 17, 2012 at 7:00 p.m.

By Council Member Jeffries

Motion Carried

RESOLUTION #2012-254

BY COUNCIL MEMBERS DUNBAR, HOUGHTON, JEFFRIES, QUINNEY, ROBINSON, WASHINGTON, WOOD, AND YORKO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Pastor Emeritus Zadie L. Tyner, matriarch of four generations and still counting, was born on November 22, 1912 in Wesson, Mississippi; and

WHEREAS, Pastor Tyner is the mother of three sons: Joe, Curtis (deceased) and James (deceased) DeMyers; also the mother-in-law to Minnie, Eunice and Velma DeMyers. Along with two remaining siblings: Edward and Hattie. Her grandchildren and their friends fondly call her "Momma Zadie"; and

WHEREAS, Zadie retired from Michigan State University and volunteered at a local nursing for approximately 15 years and would also visit the sick in the hospital; and

WHEREAS, Pastor Tyner was a member of Collins Memorial AME Church before uniting with Ellis Tabernacle Original Church of God, where she served as the Assistant Pastor for 32 years under the pastorate of the late Elder Arzo Ellis; and

WHEREAS, with the passing of Elder Ellis, Pastor Tyner was installed as the Pastor in September 1992; she continued the television ministry known as the "True Gospel Hour". Over the years she challenged her students as the Adult Sunday School Teacher; and

WHEREAS, Zadie served as Pastor until October 2009, when she became Pastor Emeritus, she is known throughout the Original Churches of God for her humorous readings and in-depth knowledge of the Bible.

WHEREAS, when asked how Pastor Tyner is feeling her favorite response is "THANKFUL";

NOW THEREFORE BE IT RESOLVED, as family, friends, church members and the community come to together to celebrate Pastor Tyner's 100th Birthday the Lansing City Council wishes you a very Happy Birthday. We thank you for your dedication which has affected all the lives that you have touched demonstrating the God's love though his faithful servant.

By Council Member Wood

Motion Carried

RESOLUTION #2012-255

BY THE COMMITTEE ON DEVELOPMENT & PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, December 10, 2012, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

SLU-2-2012: Special Land Use Permit, Parking Lot, 221 N. Pine Street

By Council Member Quinney

To place an affirmative roll on the resolution

By Council Member Quinney

To Amend the resolution following "December" by striking "17" and inserting "10"

Motion Carried

The question being the motion to place an affirmative roll on the resolution

Motion Carried

RESOLUTION #2012-256

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Chad Gamble of 7036 Captiva Drive in Lansing, MI, 48917, as City representative, to the Local Development Finance Authority for a term to expire June 30, 2015; and

WHEREAS, the nominee has been vetted and meet the qualifications as required by the City Charter; and

WHEREAS, the Committee on Development and Planning met on November 14, 2012 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby confirms the appointment of Chad Gamble of 7036 Captiva Drive in Lansing, MI, 48917, as City representative, to the Local Development Finance Authority for a term to expire June 30, 2015.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-257

BY THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Sandy Zerkle of 1216 Goodrich, Lansing, MI, 48910 as 4th Ward member on the Board of Water and Light Board of Trustees for a term to expire June 30, 2016; and

WHEREAS, the nominee has been vetted and meet the qualifications as required by the City Charter;

WHEREAS, the Committee on Intergovernmental Relations met on November 7, 2012 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby confirms the appointment of Sandy Zerkle of 1216 Goodrich, Lansing, MI, 48910 as 4th Ward member on the Board of Water and Light Board of Trustees for a term to expire June 30, 2016.

By Council Member Washington

Motion Carried (Council Member Robinson voting nay)

ORDINANCES FOR INTRODUCTION

Council Member Carol Wood, Chair of the Committee on Public Safety introduced:

An Ordinance of the City of Lansing, Michigan, repealing Chapter 1615 – Fireworks Ordinance and replace it with a new Chapter 1615 prohibiting the use of consumer fireworks without a license on any day other than the day preceding, the day of, and the day after a national holiday; and requiring a license for the use of agricultural and wildlife fireworks, articles pyrotechnic, display fireworks, special effects, or consumer fireworks.

The Ordinance is referred to the Committee on Public Safety

RESOLUTION #2012-258

RESOLUTION SETTING PUBLIC HEARING
By Council Member Wood

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for Monday, November 26, 2012 at 7:00 p.m. in the City Council Chambers, 10th Floor Lansing City Hall, 124 W. Michigan Ave., Lansing, MI for the purpose of considering an Ordinance repealing Chapter 1615 – Fireworks Ordinance and replace it with a new Chapter 1615 prohibiting the use of consumer fireworks without a license on any day other than the day preceding, the day of, and the day after a national holiday; and requiring a license for the use of agricultural and wildlife fireworks, articles pyrotechnic, display fireworks, special effects, or consumer fireworks.

Interested Persons are invited to attend this Public Hearing

By Council Member Wood

Motion Carried

ORDINANCES FOR PASSAGE

An Ordinance of the City of Lansing Providing for the Rezoning of a parcel of real property located in the City of Lansing, Michigan and for the revision of the district maps adopted by section 1246.02 of the Code of Ordinances.

Property identified as Z-4-12; 315 E. Jolly Road, rezoning the property from "F" Commercial District to "G-2" Wholesale District to permit the expansion of the adjoining U-Haul business to the north at 5020 S. Cedar St.

Was read a second time by its title and adopted by the following roll call vote:

Yeas: Council Members Dunbar, Houghton, Jeffries, Quinney, Robinson, Washington, Wood, Yorko

Nays: None

By Council Member Quinney

THAT THIS ORDINANCE, BEING NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, HEALTH, OR SAFETY SHALL TAKE EFFECT UPON ITS PASSAGE

Motion Carried

ORDINANCE #2569

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification of the property described as follows:

Case Number: Z-4-2012
Address: 315 E. Jolly Road
Parcel Number: PPN: 33-01-01-33-452-020
Legal Descriptions: Commencing 696 Feet East & 38 Feet North of South 1/4 Corner Section 33, Thence North 243.5 Feet, East 252.54 Feet, South 241.54 Feet, West 253.8 Feet to the Point of Beginning; Section 33 T4N R2W, City of Lansing, Ingham County, State of Michigan, from "F" Commercial District to "G-2" Wholesale District.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance was duly adopted by the Lansing City Council on November 19, 2012, and a copy is available in the office of the Lansing City Clerk, 9th Floor, City Hall, 124 W. Michigan Avenue, Lansing, MI 48933.

Section 4. This ordinance shall take effect upon the expiration of seven (7) days from the date this notice of adoption is published in a newspaper of general circulation.

An Ordinance of the City of Lansing to repeal Sections 1460.01-1460.43 of the Lansing Codified Ordinances and replace them with new Sections 1460.01 - .03, adopting the 2009 International Property Maintenance Code with certain additions, deletions, and alterations

Was read a second time by its title and adopted by the following roll call vote:

Yeas: Council Members Dunbar, Houghton, Jeffries, Quinney, Robinson, Washington, Wood, Yorko

Nays: None

By Council Member Wood

THAT THIS ORDINANCE, BEING NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, HEALTH, OR SAFETY SHALL TAKE EFFECT UPON ITS PASSAGE

Motion Carried

ORDINANCE #1181

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO REPEAL SECTIONS 1460.01-1460.43 OF THE LANSING CODIFIED ORDINANCES AND REPLACE THEM WITH NEW SECTIONS 1460.01 - .03, ADOPTING THE 2009 INTERNATIONAL PROPERTY MAINTENANCE CODE WITH CERTAIN ADDITIONS, DELETIONS, AND ALTERATIONS.

THE CITY OF LANSING ORDAINS:

Section 1. That Sections 1460.01-1460.43 of the Codified Ordinances of the City of Lansing, Michigan, be and are hereby repealed and replaced with the following:

CHAPTER 1460. PROPERTY MAINTENANCE CODE

1460.01. PROPERTY MAINTENANCE CODE

FOR THE PURPOSE OF REGULATING AND GOVERNING THE CONDITIONS AND MAINTENANCE OF ALL PREMISES AND ANY

STRUCTURES THEREON; PROVIDING STANDARDS FOR SUPPLIED UTILITIES AND FACILITIES, OTHER PHYSICAL ASPECTS OF STRUCTURES, AND CONDITIONS ESSENTIAL TO ENSURE THAT STRUCTURES ARE SAFE, SANITARY, AND FIT FOR OCCUPATION AND USE; AND PROVIDING A MECHANISM FOR CONDEMNATION OF STRUCTURES UNFIT FOR OCCUPANCY AND USE AND THE DEMOLITION OF SUCH STRUCTURES, [THE 2009 INTERNATIONAL PROPERTY MAINTENANCE CODE \("IPMC"\)](#) IS HEREBY ADOPTED AS IF FULLY SET FORTH HEREIN, WITH THE FOLLOWING ADDITIONS, DELETIONS, AND ALTERATIONS:

(a) WHEN USED IN THE IPMC:

(1) "[NAME OF JURISDICTION]" AND "THE JURISDICTION" ARE REPLACED WITH "LANSING" OR "THE CITY."

(2) "INTERNATIONAL BUILDING CODE" IS REPLACED WITH "THE BUILDING CODE, AS ADOPTED IN CHAPTER 1420 OF THE LANSING CODIFIED ORDINANCES."

(3) "INTERNATIONAL MECHANICAL CODE" IS REPLACED WITH "THE MECHANICAL CODE, AS ADOPTED IN CHAPTER 1426 OF THE LANSING CODIFIED ORDINANCES."

(4) "ICC ELECTRICAL CODE" IS REPLACED WITH "THE ELECTRICAL CODE, AS ADOPTED IN CHAPTER 1424 OF THE LANSING CODIFIED ORDINANCES."

(5) "INTERNATIONAL ZONING CODE" IS REPLACED WITH "THE ZONING CODE, TITLE SIX OF PART TWELVE OF THE LANSING CODIFIED ORDINANCES."

(6) "INTERNATIONAL FIRE CODE" IS REPLACED WITH "THE FIRE CODE, AS ADOPTED IN CHAPTER 1610 OF THE LANSING CODIFIED ORDINANCES."

(7) "INTERNATIONAL PLUMBING CODE" IS REPLACED WITH "THE PLUMBING CODE, AS ADOPTED IN CHAPTER 1422 OF THE LANSING CODIFIED ORDINANCES."

(8) "DEPARTMENT OF PROPERTY MAINTENANCE INSPECTION" AND "DEPARTMENT" ARE REPLACED WITH "OFFICE OF CODE COMPLIANCE."

(9) "LEGAL REPRESENTATIVE OF THE JURISDICTION," "LEGAL OFFICER OF THE JURISDICTION," AND "LEGAL COUNSEL OF THE JURISDICTION" ARE REPLACED WITH "CITY ATTORNEY."

(10) "APPOINTING AUTHORITY" IS REPLACED WITH "MAYOR."

(11) "APPEALS BOARD" IS REPLACED WITH "BUILDING BOARD OF APPEALS."

(b) THE FOLLOWING LANGUAGE IS ADDED TO SECTION 102.6 AFTER THE WORD "DESIGNATED": BY THE FEDERAL, STATE, OR LOCAL GOVERNMENT.

(c) SECTION 103.2 IS DELETED.

(d) THE TEXT OF SECTION 103.3 IS REPLACED WITH THE FOLLOWING: THE CODE OFFICIAL HAS THE AUTHORITY TO APPOINT CODE COMPLIANCE OFFICERS AND TO DELEGATE TO ANY OF THEM ANY OF HIS OR HER DUTIES OR FUNCTIONS UNDER THIS CODE.

(e) THE TEXT OF SECTION 103.5 IS REPLACED WITH THE FOLLOWING: THE FEES FOR SERVICES PERFORMED BY THE OFFICE OF CODE COMPLIANCE UNDER THIS CODE SHALL BE ESTABLISHED BY COUNCIL RESOLUTION.

(f) THE FOLLOWING LANGUAGE IS ADDED TO THE END OF

SECTION 104.1: THE OFFICE OF CODE COMPLIANCE IS RESPONSIBLE FOR ENFORCING THIS CODE AND ACTS AS THE LOCAL HEALTH DEPARTMENT UNDER PART 24 OF THE PUBLIC HEALTH CODE, PA 368 OF 1978. THE OFFICE OF CODE COMPLIANCE MAY ALSO ENFORCE ANY PROVISION OF THE HOUSING LAW OF MICHIGAN, PA 167 OF 1917.

(g) THE FOLLOWING LANGUAGE IS ADDED TO THE END OF SECTION 106.1: UNLESS OTHERWISE PROVIDED, A PROPERTY'S OWNER IS RESPONSIBLE FOR VIOLATIONS OF THIS CODE OCCURRING ON THE PROPERTY, EVEN WHERE THIS CODE IMPOSES AN ADDITIONAL DUTY ON THE OCCUPANT OR WHERE THE OWNER HAS IMPOSED RESPONSIBILITY ON THE OCCUPANT BY AGREEMENT.

(h) THE TEXT OF SECTION 106.3 IS REPLACED WITH THE FOLLOWING: THE CODE OFFICIAL AND ALL CODE COMPLIANCE OFFICERS ARE HEREBY DESIGNATED AS AUTHORIZED CITY OFFICIALS FOR THE PURPOSE OF ISSUING MUNICIPAL CIVIL INFRACTION NOTICES DIRECTING ALLEGED VIOLATORS TO APPEAR AT THE CITY OF LANSING MUNICIPAL ORDINANCE VIOLATIONS BUREAU OR A LOCAL COURT OF COMPETENT JURISDICTION. UNLESS OTHERWISE PROVIDED IN THIS CODE OR BY STATE LAW, ANY PERSON IN VIOLATION OF ANY PROVISION OF THIS CODE IS RESPONSIBLE FOR A MUNICIPAL CIVIL INFRACTION AND SUBJECT TO A \$500 FINE AND ALL OTHER PENALTIES AND REMEDIES ALLOWED BY LAW. ANY PERSON IN VIOLATION OF SECTION 108.4.1 OR SECTION 108.5 IS RESPONSIBLE FOR A MISDEMEANOR AND SUBJECT TO THE PENALTIES PROVIDED IN SECTION 202.99(b) OF THE LANSING CODIFIED ORDINANCES AND ALL OTHER PENALTIES AND REMEDIES ALLOWED BY LAW. IF A VIOLATION OF THIS CODE IS NOT CORRECTED AS REQUIRED BY THE NOTICE OF VIOLATION GIVEN PURSUANT TO SECTION 107, THE CODE OFFICIAL MAY INSTITUTE THE APPROPRIATE PROCEEDING AT LAW OR IN EQUITY TO RESTRAIN, CORRECT, OR ABATE SUCH VIOLATION; OR TO REQUIRE THE REMOVAL OR TERMINATION OF ANY UNLAWFUL OCCUPANCY OF THE STRUCTURE. WITH THE EXCEPTION OF THE 30 DAYS WITHIN WHICH A VACANT STRUCTURE MUST BE CLOSED PURSUANT TO SECTION 108.2, THE CODE OFFICIAL HAS THE AUTHORITY TO GRANT AN EXTENSION OF THE TIME SPECIFIED IN THE NOTICE OF VIOLATION, UPON REQUEST BY THE PERSON RESPONSIBLE FOR THE VIOLATION, PROVIDED THAT THE PERSON AGREES TO CORRECT THE VIOLATION WITHIN THE EXTENDED TIME PERIOD TO BE GRANTED AND THE CODE OFFICIAL DETERMINES THAT A CONDITION DANGEROUS TO LIFE OR PROPERTY WILL NOT BE CREATED OR PERPETUATED BY GRANTING SUCH EXTENSION. NO SUCH EXTENSION OF TIME FOR THE CORRECTION OF A VIOLATION WILL EXTEND THE TIME FOR FILING AN APPEAL.

(i) SECTION 106.6 IS ADDED, TO READ AS FOLLOWS: VIOLATIONS OF SECTION 302.4 AND VIOLATIONS OF SECTION 308 ARE HEREBY DECLARED TO BE NUISANCES AND MAY BE ABATED BY THE CITY IF NOT CORRECTED WITHIN THE TIME PROVIDED IN THE NOTICE GIVEN PURSUANT TO SECTION 107. ANY EXPENSE INCURRED IN ABATING A NUISANCE PURSUANT TO THIS SECTION, INCLUDING AN ADMINISTRATIVE SERVICE FEE, SHALL BE PAID BY THE OWNER OR PARTY IN INTEREST WHOSE NAME APPEARS ON THE CITY'S REAL PROPERTY TAX ASSESSMENT RECORDS. THE OWNER OR PARTY IN INTEREST WHOSE NAME APPEARS ON THE CITY'S REAL PROPERTY TAX ASSESSMENT RECORDS SHALL BE NOTIFIED OF THE AMOUNT OWED BY FIRST CLASS MAIL AT THE ADDRESS SHOWN ON THE CITY'S REAL PROPERTY TAX ASSESSMENT RECORDS. AFTER 30 DAYS, ANY UNPAID AMOUNT SHALL BE REPORTED TO THE CITY ASSESSOR FOR PLACEMENT ON THE NEXT TAX ROLL OF THE CITY AND IMPOSITION OF A LIEN AGAINST THE PROPERTY ON WHICH THE NUISANCE WAS LOCATED, AS PERMITTED BY STATE LAW.

(j) WHEN USED IN SECTION 107.1, "PERSON" IS REPLACED WITH

"PERSONS."

(k) IN SECTION 107.2:

(1) THE FOLLOWING LANGUAGE IS ADDED TO THE END OF NUMBER 4: FOR VIOLATIONS OF SECTION 302.4, THE NOTICE SHALL REQUIRE CORRECTION WITHIN 7 DAYS.

(2) THE TEXT OF NUMBER 6 IS REPLACED WITH THE FOLLOWING: INFORM THE PROPERTY OWNER THAT, WHEN PERMITTED BY LAW, A LIEN MAY BE IMPOSED UPON THE PROPERTY.

(l) THE FOLLOWING LANGUAGE IS ADDED TO THE END OF SECTION 108.1.1: ANY STRUCTURE THAT IS A "DANGEROUS BUILDING" AS DEFINED IN THE HOUSING LAW OF MICHIGAN, PA 167 OF 1917, IS ALSO AN UNSAFE STRUCTURE.

(m) THE TEXT OF SECTION 108.5 IS REPLACED WITH THE FOLLOWING: ANY STRUCTURE CONDEMNED AND PLACARDED BY THE CODE OFFICIAL SHALL BE VACATED. NO PERSON SHALL OCCUPY ANY SUCH STRUCTURE OR ALLOW ANY DOMESTIC ANIMAL TO OCCUPY ANY SUCH STRUCTURE. NO PERSON SHALL OPERATE EQUIPMENT CONDEMNED AND PLACARDED BY THE CODE OFFICIAL. REPAIRS REQUIRED BY A CORRECTION ORDER MAY BE MADE DURING THE HOURS OF 8 AM AND 5 PM ON MONDAYS THROUGH FRIDAYS OR AT OTHER TIMES FOR WHICH THE CODE COMPLIANCE OFFICE HAS GRANTED PERMISSION. THE CODE COMPLIANCE OFFICE SHALL GRANT PERMISSION FOR REPAIRS TO BE MADE AT OTHER REASONABLE TIMES SET BY DEPARTMENT POLICY IF THE PERSON SEEKING PERMISSION HAS OBTAINED ALL PERMITS NECESSARY FOR THE WORK TO BE DONE AND PROVIDES DOCUMENTATION INDICATING THAT THE WORK CANNOT BE PERFORMED BETWEEN 8 AM AND 5 PM ON MONDAYS THROUGH FRIDAYS.

(n) SECTION 108.8 IS ADDED, TO READ AS FOLLOWS: THE OWNER OF ANY STRUCTURE PLACARDED PURSUANT TO SECTION 108.4 IS RESPONSIBLE FOR PAYING A MONTHLY, NON-REFUNDABLE ADMINISTRATIVE FEE WHILE THE PLACARD REMAINS ON THE STRUCTURE. THE ADMINISTRATIVE FEE SHALL BE ESTABLISHED BY COUNCIL RESOLUTION IN AN AMOUNT SUFFICIENT TO DEFRAY THE COST INCURRED BY THE CITY TO MONITOR THE STRUCTURE FOR THE PURPOSE OF PREVENTING PUBLIC SAFETY HAZARDS. THE OWNER OR PARTY IN INTEREST WHOSE NAME APPEARS ON THE CITY'S REAL PROPERTY TAX ASSESSMENT RECORDS SHALL BE NOTIFIED OF THE AMOUNT OWED BY FIRST CLASS MAIL AT THE ADDRESS SHOWN ON THE CITY'S REAL PROPERTY TAX ASSESSMENT RECORDS. AFTER 30 DAYS, ANY UNPAID AMOUNT SHALL BE REPORTED TO THE CITY ASSESSOR FOR PLACEMENT ON THE NEXT TAX ROLL OF THE CITY AND IMPOSITION OF A LIEN AGAINST THE PROPERTY, AS PERMITTED BY STATE LAW.

(o) SECTION 108.9 IS ADDED, TO READ AS FOLLOWS: THE CODE OFFICIAL MAY REQUEST PERMISSION TO INSPECT ANY STRUCTURE INTENDED TO BE USED AS A DWELLING WHEN THAT STRUCTURE HAS REMAINED VACANT FOR 180 DAYS. IF PERMISSION TO INSPECT IS DENIED, THE CODE OFFICIAL MAY SEEK A WARRANT FROM A COURT OF COMPETENT JURISDICTION.

(p) SECTION 110 IS DELETED. IN ITS PLACE, MCL 125.538-125.542, WITH THE EXCEPTION OF MCL 125.541c, FROM ARTICLE VII OF THE HOUSING LAW OF MICHIGAN, PA 167 OF 1917, ARE HEREBY ADOPTED BY REFERENCE. PURSUANT TO MCL 125.534(6), REGARDLESS OF WHETHER OR NOT THE COST OF REPAIR OF A STRUCTURE EXCEEDS ITS STATE EQUALIZED VALUE, THE CODE OFFICIAL MAY BRING A COURT ACTION TO REMOVE OR REHABILITATE IT IF (1) IT IS AN UNSAFE STRUCTURE PURSUANT TO SECTION 108.1.1, (2) IT REMAINS VACANT OR BOARDED, AND (3) A SIGNIFICANT ATTEMPT HAS NOT BEEN MADE TO REHABILITATE IT FOR A PERIOD OF 24 CONSECUTIVE MONTHS.

(q) SECTION 111.1 IS REPLACED WITH THE FOLLOWING: APPEAL OF A DECISION THAT A STRUCTURE IS A DANGEROUS BUILDING PURSUANT TO MCL 125.542 SHALL FOLLOW THE PROCEDURES DESCRIBED IN THE HOUSING LAW OF MICHIGAN, PA 167 OF 1917, AND ADOPTED IN SUBSECTION (p). ANY PERSON DIRECTLY AFFECTED BY ANY OTHER DECISION OF THE CODE OFFICIAL OR NOTICE OR ORDER ISSUED UNDER THIS CODE MAY APPEAL TO THE BUILDING BOARD OF APPEALS. THE CODE OFFICIAL SHALL BE AN EX-OFFICIO MEMBER OF THE BUILDING BOARD OF APPEALS WHEN IT HEARS APPEALS BROUGHT UNDER THIS CODE, BUT THE CODE OFFICIAL SHALL HAVE NO VOTE ON ANY MATTER BEFORE THE BOARD. WRITTEN APPLICATION FOR AN APPEAL MUST BE FILED WITHIN 20 DAYS OF SERVICE OF THE DECISION, NOTICE, OR ORDER BEING APPEALED. AN APPLICATION FOR APPEAL MUST BE BASED ON A CLAIM THAT THE TRUE INTENT OF THIS CODE OR THE RULES LEGALLY ADOPTED THEREUNDER HAVE BEEN INCORRECTLY INTERPRETED, THE PROVISIONS OF THIS CODE DO NOT APPLY, OR THE PURPOSES OF THIS CODE'S REQUIREMENTS ARE ADEQUATELY FULFILLED BY OTHER MEANS.

(r) SECTIONS 111.2-111.7 ARE DELETED.

(s) THE FOLLOWING DEFINITIONS REPLACE THOSE PROVIDED IN SECTION 202:

PERSON. ANY LEGAL ENTITY.

(t) THE DEFINITIONS OF "INOPERABLE MOTOR VEHICLE" AND "OPERATOR" ARE DELETED.

(u) THE FOLLOWING DEFINITIONS ARE ADDED TO SECTION 202:

ABSENTEE LANDLORD. ANY OWNER OF RENTAL PROPERTY WHOSE PRINCIPAL RESIDENCE IS LOCATED MORE THAN FORTY MILES FROM THE CORPORATE LIMITS OF THE CITY.

CODE COMPLIANCE OFFICER. ANY DULY AUTHORIZED REPRESENTATIVE OF THE CODE OFFICIAL.

DWELLING. ANY "DWELLING," AS DEFINED IN THE HOUSING LAW OF MICHIGAN, PA 167 OF 1917.

LEASEHOLD. ANY "LEASEHOLD" AS DEFINED IN THE HOUSING LAW OF MICHIGAN, PA 167 OF 1917.

MOTOR VEHICLE. ANY "MOTOR VEHICLE" AS DEFINED IN THE MICHIGAN VEHICLE CODE, PA 300 OF 1949.

RENTAL PROPERTY. ANY PREMISES, DWELLING, DWELLING UNIT, OR ROOMING UNIT WHICH IS NOT OCCUPIED ON A DAILY BASIS BY THE OWNER(S), AND WHICH IS OFFERED TO LET, TO HIRE, OR TO ASSIGN FOR A PERIOD OF MORE THAN 30 DAYS TO ANY PERSON(S) FOR ANY OR NO CONSIDERATION.

(v) THE FOLLOWING LANGUAGE IS ADDED TO THE END OF SECTION 302.4: NO MATTRESSES OR INDOOR FURNITURE SHALL BE KEPT ON EXTERIOR PROPERTY OR PREMISES.

(w) THE FIRST PARAGRAPH OF SECTION 302.4 IS REPLACED WITH THE FOLLOWING: ALL PREMISES SHALL BE MAINTAINED FREE OF WEEDS AND OF GRASS EIGHT INCHES OR MORE IN HEIGHT.

(x) THE TEXT OF SECTION 302.8 IS REPLACED WITH THE FOLLOWING: NO MOTOR VEHICLE THAT IS INOPERATIVE, STRIPPED, DISMANTLED, OR IN A STATE OF MAJOR DISASSEMBLY OR DISREPAIR MAY BE KEPT ON ANY EXTERIOR PREMISES. MOTOR VEHICLES MAY BE REMOVED FROM PRIVATE PROPERTY IN ACCORDANCE WITH THE TOWING REGULATIONS ESTABLISHED BY THE STATE AS THE "SPECIAL ANTI-THEFT LAWS" SECTIONS OF DIVISION II OF THE MICHIGAN VEHICLE CODE, MCL 257.252 – MCL 257.254.

(y) WHEN USED IN SECTION 304.14, "DURING THE PERIOD FROM [DATE] TO [DATE]" IS REPLACED WITH "BETWEEN MAY AND OCTOBER."

(z) IN SECTIONS 602.3 AND 602.4, "DURING THE PERIOD FROM [DATE] TO [DATE]" IS DELETED.

1460.02. COPY OF 2009 INTERNATIONAL PROPERTY MAINTENANCE CODE FOR PUBLIC INSPECTION

[A COPY OF THE 2009 INTERNATIONAL PROPERTY MAINTENANCE CODE IS AVAILABLE FOR PUBLIC INSPECTION IN THE CITY CLERK'S OFFICE.](#)

1460.03. ADDITIONAL REGULATIONS

ADDITIONAL PROPERTY REGULATIONS MAY APPEAR IN THE ZONING CODE, CHAPTERS 1240-1300 OF THE LANSING CODIFIED ORDINANCES.

PARKING REGULATIONS APPEAR IN CHAPTER 1284.

LANDSCAPING, SCREENING AND BUFFERING REGULATIONS APPEAR IN CHAPTER 1290.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions hereof are hereby repealed.

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof other than the part so declared to be invalid.

Section 4. This ordinance shall take effect on the 30th day after enactment, unless given immediate effect by City Council.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

• Reports from City Officers, Boards and Commissions:

- a. Letter(s) from the Mayor re:
 - i. Supporting Commitment and Cooperation with the Michigan Main Street Program in Becoming a Select Main Street Community

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- ii. Authorizing Issuance and Sale of General Obligation Limited Tax Refunding Bonds

REFERRED TO THE COMMITTEE OF THE WHOLE AND THE INTERNAL AUDITOR

- iii. Authorizing Issuance of Sewage Disposal System Revenue Refunding Bonds

REFERRED TO THE COMMITTEE OF THE WHOLE AND THE INTERNAL AUDITOR

- iv. Sole Source Purchase; Fire Department request for Douglas Safety Systems as the vendor for ISG Infrasy Thermal Imaging Cameras

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- v. Sole Source Purchase; Fire Department request for Holmatro, Inc. and Rescue Equipment of Traverse City as the vendor for Holmatro Extrication Equipment

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS:

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

Frank S. Curtis X of 1137 W. Allegan St. spoke about various city matters.

Mary Elaine Keener of 1027 Seymour Ave. spoke about Niowave, Inc.'s "pole barn."

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

Russell Terry of 121 E. Mt. Hope Ave spoke about City Council meetings.

Rina Risper of 503 W. Grand River Ave. spoke about Niowave, Inc.'s "pole barn."

Willy Williams of P.O. Box 11042 spoke about various city matters.

L.W. Morrow of 517 N. Walnut Ave. spoke about Hurricane Sandy.

Maria Koutsoukos of Lansing spoke about public comments.

ADJOURNED TIME 8:16 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF NOVEMBER 26, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries

PRESENT: Council Members Dunbar, Houghton, Jeffries, Quinney, Robinson, Washington, Wood, Yorko

ABSENT: None

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunbar

To approve the printed Council Proceedings of October 8, 2012

Motion carried

CONSIDERATION OF LATE ITEMS

By Council Member Quinney

To reconsider the vote by which Resolution #2012-255 passed

Motion Carried

By Vice President Dunbar

To suspend City Council Rule #9 to allow for Consideration of Late Items

Motion carried

The following item was added to the agenda:

1. From Council Member Wood; Special Ceremony - Tribute; In appreciation of Lansing Area AIDS Network and Ingham County Health Department

SPECIAL CEREMONIES

• Special Ceremonies

1. Mayoral Presentation; Ramadan Unity Dinner Check presentation to the Greater Lansing Food Bank

Mayor Bernero spoke about the Ramadan Unity Dinner. He presented the check to Farhan Bhatti.

Farhan Bhatti expressed his gratitude to the Cities of Lansing and East Lansing for this check to feed the needy.

Dr. Joan Jackson-Johnson spoke about the need to feed more citizens.

2. Mayoral Presentation; Recognition of Lansing-Otsu Student

Exchange Program

Mayor Bernero spoke about the Lansing-Otsu Student Exchange Program and introduced the students present.

Peter Spadafore spoke about the experiences in Otsu, Japan.

The students introduced themselves in Japanese and English.

Mariah Hernandez read a letter about her experiences in Japan.

Angela spoke about the Lansing-Otsu Student Exchange Program.

Christine Kelly spoke about the Lansing-Otsu Student Exchange Program.

Sergio Keck spoke about the Lansing-Otsu Student Exchange Program.

Vice President Dunbar had the parents of the students recognized.

Mayor Bernero returned to the Special Ceremony about the Ramadan Unity Dinner.

Joe Wald spoke about the Ramadan Unity Dinner.

3. Tribute; Recognition of Lansing STEM Academy's 1st Place in the regional First Lego League Lego Robotics Competition

Council Member Yorko spoke about senior solutions equipment created by Lansing STEM Academy.

Diane Green thanked the City Council for this recognition.

The students gave a presentation on their award winning creations.

RESOLUTION #2012-259

BY COUNCIL MEMBERS DUNBAR, HOUGHTON, JEFFRIES, QUINNEY, ROBINSON, WASHINGTON, WOOD, AND YORKO

WHEREAS, the Lansing K-8 S.T.E.M. Academy offers its students exposure to technology, hands-on learning, science, mathematics, engineering, and several other educational opportunities; and

WHEREAS, the Lansing K-8 S.T.E.M. Academy is committed to excellence and quality in education; and

WHEREAS, the Lansing K-8 S.T.E.M. Academy believes in showing respect, self-control, responsible actions and behavior, safety, and trying your best; and

WHEREAS, the mission of the Lansing K-8 S.T.E.M. Academy is to operate as a viable collaborative professional learning community that promotes academic success based on the belief that all students can learn and achieve to become competent members of society; and

WHEREAS, the educational process at the Lansing K-8 S.T.E.M. Academy will be designed to address individual differences while focusing on the belief that all students are capable learners; and

NOW, THEREFORE BE IT RESOLVED that The Lansing City Council Members, hereby, thank the Lansing K-8 S.T.E.M. Academy for providing its students with curricular excellence and outstanding tools for future

success.

By Council Member Yorko

Motion Carried

Principal Delsa Chapman spoke about the program and recognized the parents for their involvement.

Council Member Yorko presented certificates to the students and coaches.

4. Tribute; In appreciation of Lansing Area AIDS Network and Ingham County Health Department

Council Member Wood spoke about the impact of the AIDS epidemic.

City Clerk Swope read the following resolution:

RESOLUTION #2012-260

BY COUNCIL MEMBERS DUNBAR, HOUGHTON, JEFFRIES, QUINNEY, ROBINSON, WASHINGTON, WOOD, AND YORKO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, World AIDS Day recognizes the continuing epidemic of HIV throughout the world; and

WHEREAS, Ingham County has the second highest HIV prevalence rate in Michigan; and

WHEREAS, in 2010, President Barack Obama released the National HIV/AIDS Strategy in which he called for a reduction in new infections in the U.S. by 25 percent by 2015; and

WHEREAS, leading health authorities, including the U.S. Centers for Disease Control and Prevention, have called for zero new transmissions and zero new cases of AIDS by 2015; and

WHEREAS, public opinion polls have consistently shown that Americans remain hampered by fear and lack of knowledge about HIV and people living with HIV continue to report high levels of stigma, discrimination and harassment; and

WHEREAS, public health authorities agree that people infected with HIV who do not know they are infected are significantly more likely to transmit their infection to others and since 2006 the CDC has recommended annual testing for HIV for all Americans ages 13-64; and

WHEREAS, science and public health officials agree that early detection of infection and treatment reduces the infectiousness of HIV and better health outcomes for those living with HIV; and

WHEREAS, HIV infection is a threat to public health, and stigma against those with or at risk for the virus fuel new infections and poor health outcomes;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council hereby recognizes November 30, 2012 as World AIDS Day in Lansing and hereby encourages all residents of the city to be tested for HIV annually recognizing that HIV is a serious threat to the health and safety of the citizens of Lansing;

BE IT FURTHER RESOLVED that the City Council of Lansing hereby the valiant efforts of The Lansing Area AIDS Network and the Ingham County Health Department in their battle against HIV and we declare stigma, discrimination and harassment of persons living with HIV or at risk for HIV is anathema to values of the city of Lansing.

By Council Member Wood

Motion Carried

Jacob Distal of the Lansing Area AIDS Network expressed appreciation for the resolution and spoke about the impact of AIDS.

Ruby Rodgers of the Ingham County Health Department thanked the Council for the resolution and spoke about the work being done to address the AIDS epidemic.

Council Member Wood reiterated the need for people to get educated and get tested for HIV.

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS:**

Council Member Robinson announced the Colonial Village Neighborhood meeting.

Council Member Quinney spoke about the City of Lansing United Way Campaign and the annual Old Newsboys sale to raise funds for shoes, boots, and socks for kids. He also wished his wife, Desiree, a happy wedding anniversary.

Council Member Dunbar announced the grand opening ceremony of the Family Dollar in Colonial Village.

Council Member Wood announced the Genesee Renaissance Coalition's "next steps" meetings.

Council Member Robinson announced the Alpha Kappa Alpha Sorority's dinner dance.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Mayor Bernero spoke about his trip to Italy and announced a potential significant investment in Lansing of an Italian company. He urged the Council to quickly address his proposed bond refinancing. He spoke about the Downtown Food Fight sponsored by Downtown Lansing Inc. to benefit the Greater Lansing Food Bank.

Council Members Wood and Jeffries addressed Mayor Bernero's concerns about the timing of action on the bond refinancing.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

- Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

1. In consideration of an Ordinance of the City of Lansing, Michigan, repealing Chapter 1615 – Fireworks Ordinance and replace it with a new Chapter 1615 prohibiting the use of consumer fireworks without a license on any day other than the day preceding, the day of, and the day after a national holiday; and requiring a license for the use of agricultural and wildlife fireworks, articles pyrotechnic, display fireworks, special effects, or consumer fireworks

Clerk Swope acknowledged a written communication from Debbie Parrish to be made part of the Public Hearing record.

Council Member Wood gave a brief overview of the Public Hearing.

Russell Terry of 121 E. Mt. Hope Ave. spoke in favor of the Fireworks Ordinance and requested it be enforced once enacted.

REFERRAL OF PUBLIC HEARINGS

1. In consideration of an Ordinance of the City of Lansing, Michigan, repealing Chapter 1615 – Fireworks Ordinance and replace it with a new Chapter 1615 prohibiting the use of consumer fireworks without a license on any day other than the day preceding, the day of, and the day after a national holiday; and requiring a license for the use of agricultural and wildlife fireworks, articles pyrotechnic, display fireworks, special effects, or consumer fireworks

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

LEGISLATIVE MATTERS

CONSENT AGENDA

By Council Member Dunbar

To approve all items on the Consent Agenda.

Council Member Wood asked that items 2a, 2b, and the reconsideration of Resolution #2012-255 be removed from the Consent Agenda.

There were no items remaining on the Consent Agenda.

RESOLUTIONS

RESOLUTION #2012-255

BY THE COMMITTEE ON DEVELOPMENT & PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, December 17, 2012, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

SLU-2-2012: Special Land Use Permit, Parking Lot, 221 N. Pine Street

Be it further resolved that the Council will hold an additional informal public hearing on the originally scheduled date of December 10, 2012.

By Council Member Quinney to amend the resolution by striking December 10 and inserting December 17

Motion Carried

By Council Member Quinney to amend the resolution by adding an additional resolved clause "Be it further resolved that the Council will hold an additional informal public hearing on the originally scheduled date of December 10, 2012."

Motion Carried

The question being adoption of the resolution as amended

Motion Carried

RESOLUTION #2012-261

BY COMMITTEE ON GENERAL SERVICES

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, sought to eliminate special assessment of \$2,689.24 for grass mowing and tag monitoring fees and all associated penalties and interest on the property tax bill of 319 Dunlap, Lansing, Michigan; and

WHEREAS, the Committee on General Services met on November 20, 2012 to review the claim; and

NOW, THEREFORE, BE IT RESOLVED that the City Council, hereby, denies the claim filed by Robert Teed of \$2,689.24 for special assessment on grass mowing and tag monitoring fees and all associated penalties and interest on the property tax bill of 319 Dunlap, Lansing, Michigan;

BE IT FURTHER RESOLVED that no further action is required by the City Attorney for processing this claim.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-262

BY COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, sought to eliminate special assessment of \$1,021 for trash and board up fees and all associated penalties and interest on the property tax bill of 929 Cleveland, Lansing, Michigan; and

WHEREAS, the Committee on General Services met on November 20, 2012 to review the claim; and

NOW, THEREFORE, BE IT RESOLVED that the City Council, hereby, denies the claim filed by Jeffry Poorman of \$1,021 for special assessment on trash and board up fees and all associated penalties and interest on the property tax bill of 929 Cleveland, Lansing, Michigan;

BE IT FURTHER RESOLVED that no further action is required by the City Attorney for processing this claim.

By Council Member Houghton

Motion Carried

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

Communications and Petitions, and Other City Related Matters:

- a. Letter from Comcast Cable providing notice of price changes effective January 1, 2013

REFERRED TO THE CABLE ADVISORY BOARD

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

Brian Rogers of 5801 S. Washington Ave. spoke about various city matters.

Mary Elaine Keener of 1027 Seymour Ave. spoke about Niowave, Inc.'s "pole barn."

Paul des Lauriers of 923 Seymour Ave. spoke about Niowave, Inc.'s "pole barn."

ADJOURNED TIME 8:29 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF DECEMBER 3, 2012**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries

PRESENT: Council Members Dunkar, Houghton, Jeffries, Quinney, Robinson, Wood, Yorko

ABSENT: Council Member Washington

Council Member Wood asked people to remember Luther Manus, who recently passed away, during the moment of Meditation. The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunkar

To approve the printed Council Proceedings of October 15 and 22, 2012

Motion carried

SPECIAL CEREMONIES

• Special Ceremonies

1. Presentation; In Recognition of the Memorial Day Parade Committee

Council Member Houghton spoke about the history and importance of the Lansing Memorial Day Parade

Phil Zamora, Chair of the Parade Committee thanked those who attended the parade and presented certificates to parade participants.

Jennifer Smith of VFW Post #701 thanked the City for the recognition.

Scotty MacGregor of American Legion Post #460 thanked the City Council for the recognition and Alfreda Schmidt for her service to veterans.

Paula Rosas, whose son Richard Rosas was killed in action in Iraq expressed appreciation for the parade and the recognition.

Clay Rapier of VFW Post #6132 thanked all those who support troops and veterans.

Ben Baldwin, Director of Everett High School Viking Marching Band expressed his appreciation.

Alfreda Schmidt spoke about the need to support our veterans and continued the presentation of certificates.

Jim Henshaw of VFW Post #7309 spoke about the importance Memorial Day activities.

Tom Majeske of 40 et. 8 spoke of Council Member Houghton's support of veterans and thanked the Council for the recognition. Jamie Kahler of Civil Air Patrol Squadron #257 spoke about their mission.

Phil Zamora spoke about Tri-County Young Marines.

Council Member Houghton continued the presentation of certificates.

Bob Schmidt, family of Frank Schmidt, thanked the City for the recognition and acknowledged the work of the organizations; he spoke about his father's service.

A representative spoke about Edge BMX/Skate and Edge Church.

Bryan Leek spoke about the mission of Dangerous Knights Chess Club.

A representative of Wildcats Cheer Pride & Wildcats Hockey expressed appreciation for the parade.

Brian Lott of the Exchange Club of Lansing spoke about their distribution of flags.

Ronald K. Springer, 2012 Parade Announcer, expressed his appreciation and spoke about his service.

Council Member Houghton thanked all veterans and thanked the Lansing Police Department, Lansing Fire Department, and Lansing Parks Department for their participation and commitment.

On behalf of Mayor Bernero, Randy Hannan spoke about the need to support veterans and thanked veterans for their service.

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS**

Council Member Robinson announced there would be no 2nd Saturday meeting this month.

Council Member Wood announced the Eastside Neighborhood Organization Christmas Potluck and the Genesee Neighborhood Association Christmas Dinner.

Council Member Quinney announced the Old Newsboys spoof newspaper sale for shoes and coats for needy children.

COMMUNITY EVENT ANNOUNCEMENTS

Darnell Oldham Sr. announced the Pancake Breakfast at Faith United Methodist Church.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Executive Assistant to Mayor Bernero, Randy Hannan, announced the Human Relations and Community Services Department as the winner of the Downtown Food Fight. He also announced Ye Olde Christmas at the City Market. He announced a mobile food pantry.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

- Public Comment on Legislative Matters:

Darnell Oldham Sr. asked for more information on the tax reverted properties and congratulated Council Staff on their appointments. He expressed concerns about the bond refinancing resolutions.

Eric Schertzing, Ingham County Treasurer, spoke about tax reverted properties.

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #2012-263

BY COUNCIL MEMBERS DUNBAR, HOUGHTON, JEFFRIES, QUINNEY, ROBINSON, WASHINGTON, WOOD, AND YORKO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, on January 15, 1908, Alpha Kappa Alpha Sorority became the first African American Greek-lettered organization to be incorporated by women in the United States; and

WHEREAS, its creation was the brainchild of Ethel Hedgemen Lyle of St. Louis, MO, who envisions the Sorority as an instrument for enriching the social and intellectual aspects of college life; and

WHEREAS, during the academic year of 1907-08, students Beula and Lillie Burke, Margaret Flagg Holmes, Marjorie Hill, Lucy Slow, Marie Woolfolk Taylor, Anna Easter Brown, and Lavinia Norman met to make the initial plans; and

WHEREAS, in late February of 1908, seven students from the class of 1910 were admitted. These members were Joanna Berry, Norma Boyd, Ethel Jones, Sarah Meriweather, Alice Murray, Carrie Snowden and Harriet Terry; and

WHEREAS, the movement to incorporate Alpha Kappa Alpha was led by Nellie Quander; and

WHEREAS, on January 29, 1913, Alpha Kappa Alpha Sorority became and incorporated organization; and

WHEREAS, the Alpha Kappa Alpha Sorority provides empowerment and structure for needed community services while promoting sisterhood; and

WHEREAS, the mission of Alpha Kappa Alpha is "service to all mankind"; and

WHEREAS, the national program's theme is to address "Global Leadership Through Timeless Service"; and

WHEREAS, Last year, the Chi Epsilon Omega Chapter hosted over 100 community women at its annual Founders' Day "Healthy Sisters Tea" which was held at the Hannah Community Center

NOW, THEREFORE BE IT RESOLVED that The Lansing City Council celebrates 10 years of service to the greater Lansing area and thanks the members of Alpha Kappa Alpha Sorority, Incorporated Chi Epsilon

Omega Chapter for providing its members with opportunities for service and continuous positive contribution to the Greater Lansing area.

By Council Member Robinson

Motion Carried

RESOLUTION #2012-264

BY THE DEVELOPMENT AND PLANNING COMMITTEE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

OBJECTING TO THE TRANSFER OF ALL UNSOLD TAX REVERTED PROPERTIES FROM THE INGHAM COUNTY TREASURER TO THE CITY OF LANSING

WHEREAS, Public Act 123 of 1999, hereinafter sometimes referred to as the "Act", established an expedited process whereby property on which taxes have not been paid could be sold for unpaid taxes; and

WHEREAS, the Act creates a series of stages through which a property on which the taxes have not been paid must pass before that property can be sold; and

WHEREAS, the Act allowed each county in the State of Michigan to decide whether its treasurer or the State of Michigan would act as the governmental entity responsible for overseeing the stages through which a property on which the taxes have not been paid must pass before the property is sold; and

WHEREAS, the Act refers to the governmental entity responsible for overseeing the stages through which a property on which the taxes have not been paid must pass before the property is sold as the foreclosing governmental unit; and

WHEREAS, pursuant to a concurring resolution of the County Board of Commissioners, the Treasurer of Ingham, (hereinafter referred to as the "Treasurer"), is the foreclosing governmental unit under the Act with authority to take all actions, judicial or otherwise, required under the Act in order to sell property on which the taxes have not been paid in Ingham County; and

WHEREAS, one of the stages through which a property on which the taxes have not been paid must pass before the property is sold is foreclosure; and

WHEREAS, pursuant to the Act fee simple title to a property on which the Treasurer has foreclosed vest in the Treasurer; and

WHEREAS, the Act prescribes how the Treasurer is to dispose of property obtained by foreclosure; and

WHEREAS, the Act requires that the Treasurer give a list to the Clerk of the City of Lansing which list shall contain all the property in that city on which the Treasurer has foreclosed that has not been sold prior to December 1st of the year in which it is foreclosed upon; and

WHEREAS, the City received from the Ingham County Treasurer a list of one hundred ninety parcels of property in the City of Lansing foreclosed for unpaid property taxes pursuant to Public Act 123 of 1999; and

WHEREAS, under Section 78m(6) of said Act, being MCL 211.78m(6) the title to the listed parcels will be automatically transferred to the City of Lansing on December 30, 2011, unless the City objects to the transfer of all or any parcel before the transfer is made; and

WHEREAS, unless the City of Lansing objects in writing, the Act requires the Treasurer to transfer to that city fee simple title to the property on that list; and

WHEREAS, the City of Lansing does not wish to obtain from the Treasurer any property upon which the Treasurer has foreclosed but not

sold because the cost of maintaining such property will exceed any benefit that will be obtained.

WHEREAS, it is the recommendation of the Mayor that the one hundred ninety parcels contained in this resolution be rejected by the City from the automatic transfer under Section 78m(6) of the Act;

NOW, THEREFORE, BE IT RESOLVED the City of Lansing hereby objects to the transfer of title to the City of the following tax foreclosed parcels:

33-01-01-03-306-161
LOT 31 BANGHART SUB
Property Address: 925 BANGHART ST LANSING MI

33-01-01-03-376-078
LOT 48 PARK MANOR HEIGHTS
Property Address: 2304 N HIGH ST LANSING MI

33-01-01-03-376-101
LOT 51 PARK MANOR HEIGHTS
Property Address: 2212 N HIGH ST LANSING MI

33-01-01-03-377-191
LOT 118 PARK MANOR HEIGHTS
Property Address: 1213 LAKE LANSING RD LANSING MI

33-01-01-04-151-051
LOT 31 IDEAL HOMESITES
Property Address: 637 CARRIER ST LANSING MI

33-01-01-04-328-451
LOT 26 LUTES SUB NO 1 REC L 8 P 17
Property Address: 427 W RANDOLPH ST LANSING MI

33-01-01-05-301-311
LOT 155 RIVER FOREST
Property Address: N GRAND RIVER AVE LANSING MI

33-01-01-05-427-075
LOT 9 ASSESSORS PLAT NO 57
Property Address: N GRAND RIVER AVE LANSING MI

33-01-01-05-427-211
LOT 24 ASSESSORS PLAT NO 57
Property Address: N GRAND RIVER AVE LANSING MI

33-01-01-08-127-431
LOT 24 EXC S 41 FT ASSESSORS PLAT NO 12
Property Address: 1703 GLENROSE AVE LANSING MI

33-01-01-08-176-201
E 40 FT LOT 19 BLOCK 1 ASSESSORS PLAT NO 10
Property Address: 1600 W WILLOW ST LANSING MI

33-01-01-08-201-141
LOT 5 GREENWOOD SUB
Property Address: 1310 GREENWOOD AVE LANSING MI

33-01-01-08-201-231
E 72 FT OF W 170 2/3 FT OF N 53 FT LOT 2 ASSESSORS PLAT NO 12
Property Address: 1729 ROSELAWN AVE LANSING MI

33-01-01-08-206-131
LOT 124 NORTH HIGHLAND SUB
Property Address: 1436 ROBERTSON AVE LANSING MI

33-01-01-08-228-091
LOT 437 NORTH HIGHLAND SUB
Property Address: 1534 LANSING AVE LANSING MI

33-01-01-08-228-371
LOT 209 KNOLLWOOD PARK
Property Address: 1433 ROOSEVELT AVE LANSING MI

33-01-01-08-229-121
LOT 157 & S 1/2 LOT 158 KNOLLWOOD PARK
Property Address: 1512 ROOSEVELT AVE LANSING MI

33-01-01-08-229-191
E 94 FT LOT 79 KNOLLWOOD PARK
Property Address: KNOLLWOOD AVE LANSING MI

33-01-01-08-251-011
S 47 FT OF N 94 FT LOTS 10 & 11, EXC E 3 FT LOT 10 REDWOOD SUB
Property Address: 1422 N JENISON AVE LANSING MI

33-01-01-08-256-201
LOT 172 NORTH HIGHLAND SUB
Property Address: 1337 N M L KING JR BLVD LANSING MI

33-01-01-08-282-161
W 39.5 FT LOT 114 & S 33 FT OF N 66 FT LOT 119 KNOLLWOOD PARK
Property Address: 1312 ROOSEVELT AVE LANSING MI

33-01-01-08-282-341
LOT 99 KNOLLWOOD PARK
Property Address: 1341 KNOLLWOOD AVE LANSING MI

33-01-01-08-330-041
LOT 137 WESTMORE PARK SUB NO 1
Property Address: 1126 CLEO ST LANSING MI

33-01-01-08-376-221
LOT 58 ASSESSORS PLAT OF SAGINAW PARK
Property Address: 813 CAWOOD ST LANSING MI

33-01-01-08-376-301
LOT 82 ASSESSORS PLAT OF SAGINAW PARK
Property Address: 841 CAWOOD ST LANSING MI

33-01-01-08-381-091
LOT 11 BLOCK 2 DAYTONS ADD
Property Address: 739 N JENISON AVE LANSING MI

33-01-01-08-402-141
S 1/2 OF E 28 2/7 FT LOT 5 & S 1/2 LOT 6 ADA'S SUB
Property Address: 1213 LINWOOD ST LANSING MI

33-01-01-08-405-121
S 28 FT OF E 68 2/7 FT LOTS 17 & 18 & N 4 FT OF E 68 2/7 FT LOTS 19 & 20 ADA'S SUB
Property Address: 1139 LINWOOD ST LANSING MI

33-01-01-08-407-281
LOT 4 GLENN ST SUB
Property Address: 1111 GLENN ST LANSING MI

33-01-01-08-407-291
LOT 5 GLENN ST SUB
Property Address: GLENN ST LANSING MI

33-01-01-08-409-481
LOT 108 & COM SE COR LOT 108, TH S 10 FT, W 30 FT, N 10 FT, E 30 FT TO BEG;
CHARLES KUDNERS SUB
Property Address: W MAPLE ST LANSING MI

33-01-01-08-426-091
S 83 FT LOT 21 ASSESSORS PLAT NO 13

Property Address: 1135 PRINCETON AVE LANSING MI

33-01-01-08-428-371

LOT 27 ASSESSORS PLAT NO 13

Property Address: 1117 PRINCETON AVE LANSING MI

33-01-01-08-452-161

E 80 FT LOT 107 OAKDALE ADD

Property Address: 807 CLAYTON ST LANSING MI

33-01-01-08-455-291

LOT 15 CHARLES KUDNERS SUB

Property Address: 931 N M L KING JR BLVD LANSING MI

33-01-01-08-476-091

LOT 38 ENGLEWOOD PARK ADD

Property Address: 820 N M L KING JR BLVD LANSING MI

33-01-01-08-481-031

LOT 30 ENGLEWOOD PARK ADD

Property Address: 740 N M L KING JR BLVD LANSING MI

33-01-01-08-483-201

S 1/2 LOT 143 ENGLEWOOD PARK ADD

Property Address: 749 WISCONSIN AVE LANSING MI

33-01-01-09-181-031

LOTS 19 & 20 ASSESSORS PLAT NO 15 REC L 10 P 18

Property Address: 1326 N CHESTNUT ST LANSING MI

33-01-01-09-306-101

W 2 R LOT 12 BLOCK 1 MOORES SUB ON BLOCK 27

Property Address: 612 BROOK ST LANSING MI

33-01-01-09-329-241

LOT 2 BLOCK 1 SOPHIE S TURNERS SUB REC L 4 P 39

Property Address: 319 W GRAND RIVER AVE 1 LANSING MI

33-01-01-09-355-001

N 1/2 LOT 4 BLOCK 3 MOORES SUB ON BLOCK 27

Property Address: 925 N SYCAMORE ST LANSING MI

33-01-01-09-356-111

LOT 2 EXC M-43 R/W BLOCK 1 O F BARNES SUB ON BLOCK 27

Property Address: N PINE ST LANSING MI

33-01-01-09-356-181

LOT 13 ASSESSORS PLAT NO 40 REC L 11 P 40

Property Address: 611 BLUFF ST LANSING MI

33-01-01-09-356-191

LOT 12 ASSESSORS PLAT NO 40 REC L 11 P 40

Property Address: 613 BLUFF ST LANSING MI

33-01-01-09-362-241

N 118 FT OF W 18.5 FT LOT 1 & E 15.5 FT LOT 2 BARNES & ROUSES
SUB REC L 2 P 15

Property Address: 621 W MADISON ST LANSING MI

33-01-01-09-430-401

LOT 2 EXC W 1 R ASSESSORS PLAT NO 30 OF BLOCK 19 ORIG
PLAT

Property Address: 528 E MAPLE ST LANSING MI

33-01-01-10-103-181

LOT 16 & W 25 FT LOT 15 BLOCK 2 BALLARDS ADD

Property Address: 813 MCKINLEY ST LANSING MI

33-01-01-10-103-201

LOT 17 EXC E 37.25 FT BLOCK 2 BALLARDS ADD

Property Address: 807 MCKINLEY ST LANSING MI

33-01-01-10-128-221

LOT 25 FRANKLIN HEIGHTS SUB

Property Address: VERMONT AVE LANSING MI

33-01-01-10-129-061

LOT 41 FRANKLIN HEIGHTS SUB

Property Address: 1818 VERMONT AVE LANSING MI

33-01-01-10-176-371

W 66 FT LOT 6 HIGHLAND PARK

Property Address: 1023 E GRAND RIVER AVE LANSING MI

33-01-01-10-176-391

LOT 2 HIGHLAND PARK

Property Address: 1025 E GRAND RIVER AVE LANSING MI

33-01-01-10-183-171

W 33 FT LOT 1 OTTOS ADD

Property Address: 1255 E GRAND RIVER AVE LANSING MI

33-01-01-10-183-181

LOT 2 & E 7.5 FT LOT 1 OTTOS ADD

Property Address: 1257 E GRAND RIVER AVE LANSING MI

33-01-01-10-205-231

LOT 125 FRANKLIN HEIGHTS SUB

Property Address: OHIO AVE LANSING MI

33-01-01-10-254-041

LOT 199 CAPITOL HEIGHTS

Property Address: 1315 OHIO AVE LANSING MI

33-01-01-10-303-161

LOT 17 SMITH G YOUNGS SUB OF A PART OF LOTS 4 AND 5 JAMES
SEYMOURS SUB

Property Address: 921 PORTER ST LANSING MI

33-01-01-10-326-121

LOT 4 BROWNS SUB

Property Address: 1103 PERSONS CT LANSING MI

33-01-01-10-327-161

E 71.8 FT LOTS 13 & 14 FARRANDS ADD

Property Address: 1109 FARRAND ST LANSING MI

33-01-01-10-331-192

W 43 FT LOT 10 & W 42 FT LOT 11 BLOCK 2 ROUSES SUB

Property Address: 1215 E OAKLAND AVE LANSING MI

33-01-01-10-376-121

LOTS 19 & 20 ASSESSORS PLAT NO 22

Property Address: 1023 MAY ST LANSING MI

33-01-01-10-401-080

LOTS 19, 20, 21 & W 21 FT LOT 22 OTTOS ADD

Property Address: 1204 CLEVELAND ST LANSING MI

33-01-01-10-411-171

LOT 13 & COM NW COR LOT 12, TH SW'LY 130.8 FT, SE'LY 1.1 FT TO
NW COR LOT 2, NE'LY TO BEG; GRAND RIVER AVENUE POINT SUB

Property Address: 1548 E GRAND RIVER AVE LANSING MI

33-01-01-10-480-021

LOT 11 BLOCK 2 F C TAYLORS REPLAT OF DELLS SUB REC L 5 P 13

Property Address: 728 CLEVELAND ST LANSING MI

33-01-01-10-483-025

LOT 8 TAYLOR ABSTRACT CO'S ADD

Property Address: MARYLAND AVE LANSING MI

33-01-01-14-327-192
LOT 218, ALSO W 5 FT OF VACATED ALLEY SNYDERS SUB
Property Address: 229 S FRANCIS AVE LANSING MI

33-01-01-14-304-031
LOT 351 LESLIE PARK SUB
Property Address: 129 S MAGNOLIA AVE LANSING MI

33-01-01-14-329-101
LOT 271 SNYDERS SUB
Property Address: 312 S MIFFLIN AVE LANSING MI

33-01-01-14-354-181
LOT 397 LESLIE PARK SUB
Property Address: 400 S HAYFORD AVE LANSING MI

33-01-01-14-358-301
LOT 19 & W 127 FT LOT 18 LANSING ADDITION COMPANYS SUB
REC L 5 P 20
Property Address: 647 S FAIRVIEW AVE LANSING MI

33-01-01-14-359-181
LOT 87 LANSING ADDITION COMPANYS SUB REC L 5 P 20
Property Address: S MAGNOLIA AVE LANSING MI

33-01-01-14-359-191
LOT 88 LANSING ADDITION COMPANYS SUB REC L 5 P 20
Property Address: S MAGNOLIA AVE LANSING MI

33-01-01-14-359-201
LOT 89 LANSING ADDITION COMPANYS SUB REC L 5 P 20
Property Address: S MAGNOLIA AVE LANSING MI

33-01-01-14-362-001
LOT 67 ULLRICHS SUB REC L 4 P 28
Property Address: 601 S CLEMENS AVE LANSING MI

33-01-01-14-362-011
LOT 66 ULLRICHS SUB REC L 4 P 28
Property Address: S CLEMENS AVE LANSING MI

33-01-01-14-362-021
LOT 65 ULLRICHS SUB REC L 4 P 28
Property Address: S CLEMENS AVE LANSING MI

33-01-01-14-362-031
LOT 64 ULLRICHS SUB REC L 4 P 28
Property Address: S CLEMENS AVE LANSING MI

33-01-01-14-362-041
LOT 63 ULLRICHS SUB REC L 4 P 28
Property Address: S CLEMENS AVE LANSING MI

33-01-01-14-362-051
LOT 62 ULLRICHS SUB REC L 4 P 28
Property Address: S CLEMENS AVE LANSING MI

33-01-01-14-362-061
LOT 61 ULLRICHS SUB REC L 4 P 28
Property Address: S CLEMENS AVE LANSING MI

33-01-01-14-378-072
LOT 178, ALSO E 5 FT OF VACATED ALLEY SNYDERS SUB
Property Address: 528 S FRANCIS AVE LANSING MI

33-01-01-14-379-041
LOT 188 & COM SECOR LOT 188, TH N TO NE COR LOT 188, E 5 FT,
S TO PT 5 FT E OF BEG, W TO BEG; SNYDERS SUB
Property Address: 513 S FRANCIS AVE LANSING MI

33-01-01-14-380-211

LOT 43 BROWNS SUB OF A PART OF OUTLOTS A AND B OF
SNYDERS ADD
Property Address: 616 S FRANCIS AVE LANSING MI

33-01-01-14-380-221
LOT 42 BROWNS SUB OF A PART OF OUTLOTS A AND B OF
SNYDERS ADD
Property Address: 612 S FRANCIS AVE LANSING MI

33-01-01-14-381-081
LOT 67 BROWNS SUB OF A PART OF OUTLOTS A AND B OF
SNYDERS ADD
Property Address: 633 S FRANCIS AVE LANSING MI

33-01-01-14-381-191
LOT 84 BROWNS SUB OF A PART OF OUTLOTS A AND B OF
SNYDERS ADD
Property Address: S MIFFLIN AVE LANSING MI

33-01-01-14-381-202
LOTS 82 & 83 BROWNS SUB OF A PART OF OUTLOTS A AND B
SNYDERS SUB
Property Address: 626 S MIFFLIN AVE LANSING MI

33-01-01-15-104-421
LOT 15 BLOCK 2 ASSESSORS PLAT NO 7
Property Address: 504 LESHER PLACE LANSING MI

33-01-01-15-126-371
S 176.5 FT LOT 7 JONES & PORTERS ADD
Property Address: 1116 E SAGINAW ST LANSING MI

33-01-01-15-301-071
LOT 7 & COM NW COR LOT 7, TH W 12.5 FT, S 33 FT, E 12.5 FT, N 33
FT TO BEG; A O BEMENTS SUB REC L 2 P 27
Property Address: 208 HILL ST LANSING MI

33-01-01-15-301-091
LOT 9 & COM NW COR LOT 9, TH W 12.5 FT, S 33 FT, E 12.5 FT, N 33
FT TO BEG; A O BEMENTS SUB REC L 2 P 27
Property Address: 212 HILL ST LANSING MI

33-01-01-15-302-221
N 2 1/2 R OF S 5 R LOT 9 EXC W 4 R THEREOF BLOCK 6 GREEN
OAK ADD
Property Address: 214 S HOSMER ST LANSING MI

33-01-01-15-306-173
N 1/2 LOT 7 EXC E 103 FT OF N 16.5 FT, ALSO PARTS VAC S
PENNSYLVANIA AVE ADJ THERETO; BLOCK 8 GREEN OAK ADD
Property Address: S PENNSYLVANIA AVE LANSING MI

33-01-01-15-311-051
N 1/2 LOT 8 BLOCK 15 GREEN OAK ADD
Property Address: 321 S EIGHTH ST LANSING MI

33-01-01-15-355-111
N 28 FT OF S 55 FT LOTS 21, 22 & 23 BLOCK 5 LANSING
IMPROVEMENT COMPANYS ADD
Property Address: 516 S PENNSYLVANIA AVE LANSING MI

33-01-01-15-355-171
LOT 3 BLOCK 5 LANSING IMPROVEMENT COMPANYS ADD
Property Address: 920 HICKORY ST LANSING MI

33-01-01-15-358-291
LOT 13 BLOCK 12 LANSING IMPROVEMENT COMPANYS ADD
Property Address: 822 LARNED ST 1 LANSING MI

33-01-01-15-378-044

S 60 FEET OF LOTS 20 & 21 BLOCK 6 LANSING IMPROVEMENT COMPANYS ADD

Property Address: 500 S PENNSYLVANIA AVE BLK LANSING MI

33-01-01-15-380-041

S 1/2 LOT 16 BLOCK 9 LANSING IMPROVEMENT COMPANYS ADD

Property Address: 1013 EUCLID PLACE LANSING MI

33-01-01-15-380-311

LOT 14 BLOCK 9 LANSING IMPROVEMENT COMPANYS ADD

Property Address: 1018 BEMENT ST LANSING MI

33-01-01-15-453-111

LOT 46 BREITEN PARK SUB REC L 5 P 48

Property Address: 537 CLIFFORD ST LANSING MI

33-01-01-16-108-171

S 1/2 LOT 3 BLOCK 72 ORIG PLAT

Property Address: 521 N WALNUT ST LANSING MI

33-01-01-16-478-061

E 19.5 FT LOT 4 & W 10.5 FT LOT 3 BLOCK 1 OAKHILL SUB ON BLOCKS 236 & 237

Property Address: 609 HELEN ST LANSING MI

33-01-01-16-479-011

LOT 6 BLOCK 2 OAKHILL SUB ON BLOCKS 236 & 237

Property Address: 507 BEECH ST LANSING MI

33-01-01-16-479-032

W 127.71 FT OF S 40 FT LOT 7 BLOCK 236 ORIG PLAT

Property Address: 517 BEECH ST LANSING MI

33-01-01-16-479-165

E 127.71 FT OF S 40 FT LOT 7 BLOCK 236 ORIG PLAT

Property Address: S EAST ST LANSING MI

33-01-01-16-479-221

E 19.5 FT LOT 4 & W 10.5 FT LOT 3 BLOCK 2 OAKHILL SUB ON BLOCKS 236 & 237

Property Address: 610 HELEN ST LANSING MI

33-01-01-17-226-182

N 50.1 FT LOT 2 WHITES SUB WEST OF BUTLER

Property Address: 611 N BUTLER BLVD LANSING MI

33-01-01-17-226-262

LOT 5 WHITES SUB W OF BUTLER REC L 1 P 15

Property Address: 923 W SAGINAW ST LANSING MI

33-01-01-17-227-061

W 29.08 FT OF E 58.16 FT OF S 99 FT LOT 16 WHITES SUB E OF BUTLER REC L 1 P 15

Property Address: 816 W LAPEER ST LANSING MI

33-01-01-17-227-071

E 29.08 FT OF S 99 FT LOT 16 WHITES SUB E OF BUTLER REC L 1 P 15

Property Address: 814 W LAPEER ST LANSING MI

33-01-01-17-231-261

N 1/2 LOT 3 DODGE AND DANIELS SUB W OF BUTLER REC L 55 P 553

Property Address: N BUTLER BLVD LANSING MI

33-01-01-17-252-141

LOT 4 BLOCK 2 HOLMES PLAT REC L 2 P 41

Property Address: 321 HOWE ST LANSING MI

33-01-01-17-253-071

W 1/2 LOT 6 BLOCK 1 HOLMES PLAT REC L 2 P 41

Property Address: 1314 W IONIA ST LANSING MI

33-01-01-17-257-021

LOT 9 BLOCK 4 HOLMES PLAT REC L 2 P 41

Property Address: 220 WESTMORELAND AVE LANSING MI

33-01-01-17-260-021

N 40 FT LOT 12 BLOCK 3 FRENCHS SUB

Property Address: 110 LAHOMA ST LANSING MI

33-01-01-17-401-061

LOT 9 & VAC ALLEY DESC AS COM NE COR LOT 9, TH N 8.25 FT, W 37 FT, S 8.25 FT, E TO BEG; BLOCK 1 CAHILLS ADD

Property Address: 1310 W ALLEGAN ST LANSING MI

33-01-01-17-401-071

LOT 10 & VAC ALLEY DESC AS COM NE COR LOT 10, TH N 8.25 FT, W 37 FT, S 8.25 FT, E TO BEG; BLOCK 1 CAHILLS ADD

Property Address: 1306 W ALLEGAN ST LANSING MI

33-01-01-20-108-031

LOT 73 RIVERCREST SUB

Property Address: 1901 OLDS AVE LANSING MI

33-01-01-20-135-021

LOT 34 RIVERVIEW HEIGHTS SUB REC L 4 P 44

Property Address: 909 RIVERVIEW AVE LANSING MI

33-01-01-20-411-001

LOT 102 OLDS DALE SUB

Property Address: 1603 PARK AVE LANSING MI

33-01-01-21-254-040

LOT 24 CLEARS SUB OF BLOCK 204

Property Address: CLEAR ST LANSING MI

33-01-01-21-277-035

N 30 FT OF E 90.25 FT LOT 6; POSSIBLE VIOLATION OF LAND DIVISION ACT; BLOCK 220 ORIG PLAT

Property Address: 1032 BEECH ST LANSING MI

33-01-01-21-427-118

N 2 R OF S 4 R LOTS 35 & 36 ROLLIN H PERSON ADD

Property Address: 1408 LINVAL ST LANSING MI

33-01-01-21-430-225

LOT 7 TORRANCE COURT SUB REC L 8 P 29

Property Address: 524 BAKER ST LANSING MI

33-01-01-21-454-001

E 100.5 FT LOT 1 BLOCK 12 SOUTH PARK ADD

Property Address: ISBELL ST LANSING MI

33-01-01-21-459-015

LOT 5 BLOCK 4 AMENDED PLAT OF HALLS SOUTH SIDE ADD

Property Address: 1616 HERBERT ST LANSING MI

33-01-01-21-463-070

LOT 73 REO PARK ADD

Property Address: 1819 HERBERT ST LANSING MI

33-01-01-21-477-145

E 33 FT LOT 60 TORRANCE FARM ADD

Property Address: 546 AVON ST LANSING MI

33-01-01-21-478-070

N 28 FT LOT 84 TORRANCE FARM ADD

Property Address: 1612 BAILEY ST LANSING MI

33-01-01-21-481-040

W 1/2 LOTS 112 & 114 TORRANCE FARM ADD

Property Address: 615 NORMAN ST LANSING MI

33-01-01-22-130-051
LOT 7 & S 38.5 FT LOT 6 BLOCK 8 MANUFACTURERS ADD NO 2
Property Address: 1023 S PENNSYLVANIA AVE LANSING MI

33-01-01-22-134-071
LOT 6 HUNTINGTON HEIGHTS SUB
Property Address: 1019 WALSH ST LANSING MI

33-01-01-22-205-222
LOT 122 EXCELSIOR LAND COMPANYS SUB
Property Address: 1012 BENSCH ST LANSING MI

33-01-01-22-205-231
LOT 123 EXCELSIOR LAND COMPANYS SUB
Property Address: 1010 BENSCH ST LANSING MI

33-01-01-22-206-052
LOTS 162 & 163 EXCELSIOR LAND COMPANYS SUB
Property Address: 1019 BENSCH ST LANSING MI

33-01-01-22-208-131
W 88.75 FT LOT 410 EXCELSIOR LAND COMPANYS SUB
Property Address: 1041 MCCULLOUGH ST LANSING MI

33-01-01-22-230-112
LOTS 183 & 184 CITY PARK SUB
Property Address: SHEPARD ST LANSING MI

33-01-01-22-230-161
LOT 165, ALSO LOT 166 EXC N 3 FT CITY PARK SUB
Property Address: 1036 LESLIE ST LANSING MI

33-01-01-22-253-051
LOT 297 EXCELSIOR LAND COMPANYS SUB
Property Address: 1117 DAKIN ST LANSING MI

33-01-01-22-253-091
LOT 303 EXCELSIOR LAND COMPANYS SUB
Property Address: 1135 DAKIN ST LANSING MI

33-01-01-22-301-031
LOT 49 CLARKS SUB
Property Address: 713 BEULAH ST LANSING MI

33-01-01-22-308-021
LOT 20 BLOCK 5 ASSESSORS PLAT NO 20
Property Address: 1407 PONTIAC ST LANSING MI

33-01-01-22-352-161
LOT 20 BLOCK 4 ASSESSORS PLAT NO 28 REC L 10 P 33
Property Address: 1629 LYONS AVE LANSING MI

33-01-01-27-155-141
LOT 172 MORNINGSIDE SUB
Property Address: TISDALE AVE LANSING MI

33-01-01-27-156-001
LOTS 193 & 194 HOLLYWOOD SUB
Property Address: 908 EDISON AVE LANSING MI

33-01-01-28-105-071
LOT 41 DUPLEX PARK ADD
Property Address: 618 COOPER AVE LANSING MI

33-01-01-28-126-062
COM 473.3 FT S & 25 FT W OF N 1/4 POST SEC 28, TH S 216 FT, W
ALONG N LINE GREENCROFT SUB 298.4 FT TO E LINE S
WASHINGTON AVE, NE'LY 253 FT ALONG S WASHINGTON AVE, E
164.9 FT TO BEG; SEC 28 T4N R2W

Property Address: 2025 S WASHINGTON AVE LANSING MI

33-01-01-28-226-171
LOT 42 CRESTMONT SUB
Property Address: 528 E MT HOPE AVE LANSING MI

33-01-01-28-227-572
LOTS 1 & 2 CRESTMONT SUB
Property Address: 548 E MT HOPE AVE LANSING MI

33-01-01-29-202-241
LOT 6 BLOCK 31 ELMHURST NO 1 SUB
Property Address: 1121 W MT HOPE AVE LANSING MI

33-01-01-29-202-251
LOT 7 BLOCK 31 ELMHURST NO 1 SUB
Property Address: 1125 W MT HOPE AVE LANSING MI

33-01-01-29-227-061
LOT 17 BLOCK 1 ELMHURST SUB
Property Address: 904 LENORE AVE LANSING MI

33-01-01-29-376-052
THAT PART OF E 1/2 OF SW 1/4 SEC 29 T4N R2W LYING S OF
FORMER NYCRR R/W & W OF GIDDINGS SUB, ALSO LOT 1
GIDDINGS SUB
Property Address: 1822 W HOLMES RD LANSING MI

33-01-01-29-426-241
LOT 18 LOGANCREST
Property Address: 712 DUNLAP ST LANSING MI

33-01-01-30-427-157
N 70 FT LOTS 1 & 2 BLOCK 4 DEWITTS SUB
Property Address: 2900 MALONEY ST LANSING MI

33-01-01-31-126-291
COM 1502.8 FT E OF NW COR SEC 31, TH S 596.75 FT, E 136 FT, S
TO NE COR LOT 241 ARROW HEAD MANOR NO 2 SUB, W'LY, N'LY &
E'LY ALONG E'LY LINE ARROW HEAD MANOR NO 2 SUB & ARROW
HEAD MANOR SUB TO INTERSECTION WITH CL HOLMES RD, E TO
BEG; SEC 31 T4N R2W
Property Address: 3430 GLENBROOK DR LANSING MI

33-01-01-31-128-125
LOT 243 ARROW HEAD MANOR NO 2 SUB
Property Address: BERWICK DR LANSING MI

33-01-01-31-128-211
LOT 369 CHURCHILL DOWNS NO 2 SUB
Property Address: 3328 GRANTSBURG DR LANSING MI

33-01-01-31-153-211
LOT 183 ARROW HEAD MANOR NO 1 SUB
Property Address: 4018 HILLBORN LANE LANSING MI

33-01-01-31-276-101
LOT 86 PLEASANT SUB
Property Address: 2600 GREENBELT DR LANSING MI

33-01-01-31-405-261
S 110 FT OF N 170 FT LOT 47 ECO FARMS
Property Address: 4512 INGHAM ST LANSING MI

33-01-01-31-451-011
LOT 9 ECO FARMS
Property Address: 4720 BALLARD RD LANSING MI

33-01-01-31-479-191
S 162.5 FT LOT 115 ECO FARMS
Property Address: 2212 W JOLLY RD LANSING MI

33-01-01-32-101-231

LOT 12 SUPERVISORS PLAT OF HOLOWAY SUB
Property Address: 2008 FERROL ST LANSING MI

33-01-01-32-278-021

COM AT NW COR LOT 70 FOSTER S HOLMES ROAD SUB, TH W 125
FT, S 80 FT, E 125 FT, N 80 FT TO BEG; SECS 32 & 33 T4N R2W
Property Address: 3917 BURCHFIELD DR LANSING MI

33-01-01-32-304-002

LOT 277 EXC COM 60 FT W OF NE COR LOT 277, TH E 60 FT, S 60
FT, NWLY TO BEG; PLEASANT GROVE SUB
Property Address: 4308 CHRISTIANSEN RD LANSING MI

33-01-01-32-352-021

LOT 85 PLEASANT GROVE SUB
Property Address: STARR AVE LANSING MI

33-01-01-32-376-322

LOT 1 EXC W 60 FT OF S 125 FT SUPERVISORS PLAT NO 4
Property Address: W JOLLY RD LANSING MI

33-01-01-32-427-021

LOT 24 SONNENBERGS HALF ACRE SUB
Property Address: 4501 S M L KING JR BLVD LANSING MI

33-01-01-32-477-261

LOT 18 DELRAY PARK
Property Address: 836 DORNELL AVE LANSING MI

33-01-01-32-478-101

LOT 23 DELRAY PARK
Property Address: 4908 DELRAY DR LANSING MI

33-01-01-33-101-062

LOT 9 & N 19 FT LOT 10 SUPERVISORS PLAT OF BURCHFIELD SUB
Property Address: BURCHFIELD DR LANSING MI

33-01-01-33-404-171

LOT 63 SUPERVISORS PLAT OF EVERETT-DALE NO 2 SUB
Property Address: 208 E EVERETTDALE AVE LANSING MI

33-01-01-34-110-291

LOT 568 MAPLE HILL
Property Address: 908 IRVINGTON AVE LANSING MI

33-01-01-35-351-151

LOT 27 SUPERVISORS PLAT OF CULVER-DALE SUB
Property Address: WAYNE ST LANSING MI

33-01-05-03-101-141

LOT 1 PENNSYLVANIA HEIGHTS SUB
Property Address: 835 ARMSTRONG RD LANSING MI

33-01-05-03-352-431

COM 445.5 FT E OF SW COR SEC 3, TH N 238 FT, E 115 FT, S 238 FT,
W 115 FT TO BEG; SEC 3 T3N R2W
Property Address: E MILLER RD LANSING MI

33-01-05-04-252-051

LOT 43 LANCEN VILLAGE
Property Address: 218 REDNER ST LANSING MI

33-01-05-05-202-051

LOT 17 EXC E 125 FT SUPERVISORS PLAT OF BALZER SUB
Property Address: 5207 BALZER ST LANSING MI

33-01-05-05-202-222

COM 463 FT E OF N 1/4 COR, TH E 66 FT, S 00DEG 00MIN 09SCD E
230 FT, W 66 FT, N 230 FT TO BEG; SEC 5 T3N R2W

Property Address: 1315 W JOLLY RD LANSING MI

33-01-05-06-478-215

S 130 FT LOTS 7 & 8 SUPERVISORS PLAT OF WEBSTER FARM SUB
NO 2
Property Address: NO STREET FRONTAGE LANSING MI

33-01-05-06-479-001

LOT 92 WEBSTER FARM SUB NO 1
Property Address: 2219 NEWARK AVE LANSING MI

33-01-05-10-227-017

UNIT 17, EDEN GLEN INGHAM COUNTY CONDOMINIUM PLAN NO.
123
Property Address: 6133 SCOTMAR DR LANSING MI

This resolution shall be given immediate effect upon the passage by the
Lansing City Council.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-265

BY THE DEVELOPMENT AND PLANNING COMMITTEE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

OBJECTING TO THE TRANSFER OF ALL UNSOLD TAX REVERTED
PROPERTIES FROM THE EATON COUNTY TREASURER/STATE
OF MICHIGAN TO THE CITY OF LANSING

WHEREAS, Public Act 123 of 1999, hereinafter sometimes referred to as
the "Act", established an expedited process whereby property on which
taxes have not been paid could be sold for unpaid taxes; and

WHEREAS, the Act creates a series of stages through which a property
on which the taxes have not been paid must pass before that property
can be sold; and

WHEREAS, the Act allowed each county in the State of Michigan to
decide whether its treasurer or the State of Michigan would act as the
governmental entity responsible for overseeing the stages through which
a property on which the taxes have not been paid must pass before the
property is sold; and

WHEREAS, the Act refers to the governmental entity responsible for
overseeing the stages through which a property on which the taxes have
not been paid must pass before the property is sold as the foreclosing
governmental unit; and

WHEREAS, one of the stages through which a property on which the
taxes have not been paid must pass before the property is sold is
foreclosure; and

WHEREAS, the Treasurer of Eaton County, (hereinafter referred to as the
"Treasurer"), has notified the City of Lansing that the foreclosing
governmental unit under the Act with authority to take all actions, judicial
or otherwise, required under the Act has offered on August 15, 2012 and
September 26, 2012 to sell property on which the taxes have not been
paid in Eaton County; and

WHEREAS, the Act requires the foreclosing governmental unit prior to
December 1st of the year in which it is foreclosed upon to give a list to the
Clerk of the City of Lansing which list contains property in the City on
which the foreclosing governmental unit has foreclosed that has not been
sold; and

WHEREAS, the City received from the Eaton County Treasurer a list of
two parcels of property in the City of Lansing foreclosed for unpaid
property taxes pursuant to Public Act 123 of 1999; and

WHEREAS, under Section 78m(6) of said Act, being MCL 211.78m(6) the title to the listed parcels will be automatically transferred to the City of Lansing on December 30, 2012, unless the City objects to the transfer of all or any parcel before the transfer is made; and

WHEREAS, unless the City of Lansing objects in writing, the Act requires the foreclosing governmental unit transfer to the city fee simple title to the property on that list; and

WHEREAS, the City of Lansing does not wish to obtain from the foreclosing governmental unit any property upon which the foreclosing governmental unit has foreclosed but not sold because the cost of maintaining such property will exceed any benefit that will be obtained.

WHEREAS, it is the recommendation of the Mayor that the two parcels contained in this resolution be rejected by the City from the automatic transfer under Section 78m(6) of the Act;

NOW, THEREFORE, BE IT RESOLVED the City of Lansing hereby objects to the transfer of title to the City of the following tax foreclosed parcels:

23-50-40-36-428-101
LOT 16 GLENBURNE SUB
Address: Vacant Limerick Circle

23-50-40-36-428-071
LOT 3 GLENBURNE SUB
Address: Vacant Glenburne Blvd.

This resolution shall be given immediate effect upon the passage by the Lansing City Council.

By Council Member Quinney

Motion Carried

RESOLUTION #2012-266

BY THE COMMITTEE ON PERSONNEL
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, on November 28, 2012 the Personnel Committee confirmed the selection of Diana Bitely as the new Office Manager – Level 30 for the Lansing City Council;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, appoints Diana Bitely to the position of Office Manager – Level 30 for the City Council;

BE IT FURTHER RESOLVED that the initial salary will be Level 30, Step 8; and

BE IT FINALLY RESOLVED that Council will reconsider the office manager level and step determination based upon the final appeal of the Hay recommendation.

By Council Member Dunbar to adopt the resolution

By Council Member Dunbar to amend the resolution by striking December 3 and inserting November 28

Motion Carried

By Council Member Dunbar to reconsider the vote by which the amendment was adopted.

Motion Carried

By Council Member Dunbar to amend the resolution by striking the first Whereas clause and to amend the second Whereas clause following "WHEREAS," by striking "the Committee of the Whole" and inserting "on November 28, 2012 the Personnel Committee".

Motion Carried

By Council Member Jeffries to amend the resolution by striking the final clause and replacing it with "BE IT FINALLY RESOLVED that Council will reconsider the office manager level and step determination based upon the final appeal of the Hay recommendation."

Motion Carried

The Question being adoption of the resolution as amended.

Motion Carried

RESOLUTION #2012-267

BY THE COMMITTEE ON PERSONNEL
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, on November 28, 2012 the Personnel Committee confirmed the selection of Lindsay Green as the new Administrative Secretary – Level 28 for the Lansing City Council;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, appoints Lindsay Green to the position of Administrative Secretary – Level 28 for the City Council;

BE IT FURTHER RESOLVED that Lindsay Green start at Level 28, Step 1, for Council staff; and

BE IT FINALLY RESOLVED that this is contingent on Lindsay Green satisfactorily passing a background check conducted by the Human Resources Department.

By Council Member Dunbar to adopt the resolution

By Council Member Dunbar to amend the resolution by striking the first Whereas clause and to amend the second Whereas clause following "WHEREAS," by striking "the Committee of the Whole" and inserting "on November 28, 2012 the Personnel Committee".

Motion Carried

The Question being adoption of the resolution as amended.

Motion Carried

RESOLUTION #2012-268

RESOLUTION AUTHORIZING ISSUANCE AND SALE OF
GENERAL OBLIGATION LIMITED TAX REFUNDING BONDS

A RESOLUTION TO APPROVE:

- Net Present Value Savings through issuing Bonds to refund various Limited Tax General Obligation debt obligations of the City;
- City's full faith and credit and limited tax pledge for payment of the Bonds;
- Finance Director to sell Bonds within parameters of this Resolution without further Council action;
- Other matters necessary to sell and deliver the Bonds.

WHEREAS, the City of Lansing (the "City") and the City of Lansing Building Authority (the "Authority") have entered into a Limited Tax Full Faith and Credit General Obligation Contract of Lease dated August 26, 1996 (the "1996 Contract") providing for the Authority to finance improvements to the Groesbeck Municipal Golf Course through the

issuance of the \$1,300,000 City of Lansing Building Authority 1996 Building Authority Bonds, Series I (the "1996 Bonds"); and

WHEREAS, the City and the Authority have entered into a Limited Tax Full Faith and Credit General Obligation Contract of Lease dated May 2, 2003 (the "2003 Contract") providing for the Authority to finance the acquisition of the Townsend Street automobile parking structure through the issuance of the \$10,340,000 Building Authority Bonds, Series 2003A (Limited Tax General Obligation) and the \$8,660,000 Building Authority Bonds, Series 2003B - Taxable (Limited Tax General Obligation) (the "2003 Bonds"); and

WHEREAS, under the 1996 Contract and the 2003 Contract, the City pays limited tax general obligation Cash Rentals to the Authority in the amount necessary for the Authority to make debt service payments on the 1996 Bonds and the 2003 Bonds (collectively, the "Prior Bonds"); and

WHEREAS, pursuant to the provisions of Act 99, Public Acts of Michigan, 1933, as amended ("Act 99"), the City has previously purchased \$1,925,000 of improvements to the City's Operation and Maintenance Facility through entering into a limited tax general obligation Installment Purchase Agreement dated as of March 12, 2001 (the "2001 Agreement") between the City and Moore Trosper Construction Company (the "Company"), and assigned by the Company to Comerica Securities; and

WHEREAS, pursuant to the provisions of Act 99 the City has previously purchased \$6,217,227 of equipment from Honeywell International Inc. which was installed in the Lansing Center through entering into a limited tax general obligation Master State and Municipal Lease/Purchase Agreement (Installment Purchase Agreement), dated as of November 16, 2006 (the "2006 Agreement") between the City and Honeywell Global Finance LLC; and

WHEREAS, pursuant to the provisions of Act 99 the City has previously purchased acquisition and installation of a new telephone system and related equipment at a cost of \$518,000 through entering into a limited tax general obligation Installment Purchase Contract dated as of September 20, 2007 (the "2007 Agreement" and, collectively with the 2001 Agreement and the 2006 Agreement, the "Act 99 Agreements") between the City and Strategic Products and Services (SPS) (the "Vendor"), and assigned by the Vendor to LaSalle National Leasing Corporation; and

WHEREAS, under the provisions of Act 34, Public Acts of Michigan, 2001, as amended ("Act 34"), a "security" means an evidence of debt such as a bond, note, contract, obligation, refunding obligation, certificate of indebtedness, or other similar instrument issued by a municipality, which pledges payment of the debt by the municipality from an identified source of revenue; and

WHEREAS, under the provisions of Act 34, an "outstanding security" means a security that has been issued, but not defeased or repaid, including a security that when issued was exempt from Act 34 or from Act 202 of 1943; and

WHEREAS, the Contract and the Act 99 Agreements (collectively, the "Outstanding Securities") are outstanding securities under the provisions of Act 34, and Act 34 authorizes the City to issue bonds to refund outstanding securities if the refunding would result in net present value savings; and

WHEREAS, the Outstanding Securities are each full faith and credit limited tax general obligations of the City; and

WHEREAS, Stauder, Barch & Associates, Inc. (the "Financial Consultant") has advised the City that, through the issuance of the City's General Obligation Limited Tax Refunding Bonds, the City may be able to accomplish a net savings of debt service costs by refunding all or a portion of the Outstanding Securities; and

WHEREAS, the City Council wishes to authorize the Finance Director or Interim Finance Director (the "Authorized Officer") to sell and deliver and

receive payment for the proposed issue of bonds without the necessity of the City Council taking further action.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Bond Details. If, upon the advice of the Financial Consultant, refunding all or a portion of the Outstanding Securities would accomplish a net savings of debt service costs, then one or more series of Bonds of the City designated as the GENERAL OBLIGATION LIMITED TAX REFUNDING BONDS, SERIES 2012 (the "Bonds") shall be issued in the aggregate principal amount of not to exceed Sixteen Million Dollars (\$16,000,000), as finally determined by the Authorized Officer at the time of sale of each series of the Bonds, for the purpose of refunding all or a portion of the Outstanding Securities, including payment of legal, financial and other expenses incident thereto.

It is anticipated that the Bonds will be issued in more than one series with one series of the Bonds bearing interest which is excluded from gross income for federal income tax purposes (the "Tax-Exempt Bonds") and one series of the Bonds bearing interest which is not excluded from income for income tax purposes (the "Taxable Bonds"). In addition, the Bonds may be issued in more than one series in order to increase net savings of debt service costs at the discretion of the Authorized Officer. If the Bonds are issued in more than one series, the Authorized Officer shall determine an appropriate series designation for each series of the Bonds, including a designation to show whether interest is excluded from gross income for income tax purposes and, for any series of the Bonds are sold or delivered after December 31, 2012, the series designation of the Bonds may reflect the year in which the Bonds will be sold or delivered. Whether issued as one or more series of bonds, the Bonds authorized to be issued under this resolution are referred to collectively or separately as the "Bonds."

The principal of the Bonds shall be payable at the designated office of a bank or trust company to be designated by the Authorized Officer as Transfer Agent for the Bonds, or such other bank or trust company to be designated as registrar and transfer agent for the Bonds (the "Transfer Agent") by the Authorized Officer. The Bonds shall be registered as to principal and interest and shall be in the denomination of \$5,000 or integral multiples of \$5,000 not exceeding for each maturity the maximum principal amount of such maturity, dated as of the date of delivery thereof or such other date as may be determined at the time of sale of the Bonds, and numbered as determined by the Transfer Agent. The Bonds may be issued in book-entry-only form through The Depository Trust Company in New York, New York ("DTC"), and the Authorized Officer is authorized to execute such custodial or other agreement with DTC as may be necessary to accomplish the issuance of the Bonds in book-entry-only form and to make such changes in the form of the Bonds within the parameters of this Resolution as may be required to accomplish the foregoing.

The Bonds shall mature as serial bonds or term bonds on the dates and in the amounts as shall be determined at the time of sale of the Bonds. The Bonds shall bear interest at a rate or rates to be determined at the time of sale of the Bonds, but in any event not exceeding the interest rate provided in this resolution, payable semi-annually on such interest payment dates as shall be determined at the time of sale of the Bonds, by check drawn on the Transfer Agent mailed to the registered owner at the registered address, as shown on the registration books of the City maintained by the Transfer Agent. Interest shall be payable to the registered owner of record as of the fifteenth day of the month prior to the payment date for each interest payment. The date of determination of the registered owner for purposes of payment of interest as provided in this paragraph may be changed by the City to conform to market practice in the future. The principal of the Bonds shall be payable at the corporate trust office of the Transfer Agent upon presentation and surrender of the appropriate bond. Notwithstanding the foregoing, if the Bonds are held in book-entry form by DTC, payment shall be made in the manner prescribed by DTC.

The Authorized Officer is authorized to execute an agreement with the Transfer Agent on behalf of the City. The City may designate a new Transfer Agent by notice mailed to the registered owner of each of the Bonds at such time outstanding not less than sixty (60) days prior to an interest payment date.

The Authorized Officer is authorized to execute such custodial or other agreement with DTC as may be necessary to accomplish the issuance of the Bonds in book-entry-only form.

The Bonds shall be subject to optional redemption prior to maturity, if at all, as determined at the time of sale of the Bonds. If term bonds are issued, the Bonds shall be subject to mandatory redemption prior to maturity as determined at the time of sale of the Bonds. Unless waived by any registered owner of bonds to be redeemed, official notice of redemption shall be given by the Transfer Agent on behalf of the City and shall conform to the requirements set forth in the form of Bond. Such notice shall be dated and shall contain at a minimum the following information: original issue date; maturity dates; interest rates; CUSIP numbers, if any; certificate numbers (and in the case of partial redemption) the called amounts of each certificate; the redemption date; the redemption price or premium; the place where bonds called for redemption are to be surrendered for payment; and that interest on bonds or portions thereof called for redemption shall cease to accrue from and after the redemption date.

In addition, further notice shall be given by the Transfer Agent in such manner as may be required or suggested by regulations or market practice at the applicable time, but no defect in such further notice nor any failure to give all or any portion of such further notice shall in any manner defeat the effectiveness of a call for redemption if notice thereof is given as prescribed herein.

The Bonds shall be executed in the name of the City with the manual or facsimile signatures of the Mayor and the City Clerk, and the corporate seal of the City shall be manually impressed or a facsimile thereof shall be printed on the Bonds. No Bond authorized under this resolution shall be valid until authenticated by an authorized representative of the Transfer Agent. The Bonds shall be delivered to the Transfer Agent for authentication and be delivered by the Transfer Agent to the purchaser or other person in accordance with instructions from either the Authorized Officer or the Treasurer of the City upon payment of the purchase price for the Bonds in accordance with the Bond Purchase Agreement for the Bonds. Executed blank bonds for registration and issuance to transferees shall simultaneously, and from time to time thereafter as necessary, be delivered to the Transfer Agent for safekeeping.

2. Full Faith and Credit Pledge. The City expressly and irrevocably pledges its full faith and credit for the prompt and timely payment of the principal of and interest on the Bonds. The Bonds shall be payable, as a first budget obligation, from the general fund of the City, and the City shall levy annually ad valorem taxes on all the taxable property in the City which, taking into consideration estimated delinquencies in tax collections, shall be fully sufficient to pay the principal and interest on the Bonds provided, however, that if at the time of making any such tax levy there shall be other legally available funds for the payment of principal of and interest on the Bonds, including but not limited to revenues received from operation of the City's parking system and the Lansing Center, then credit therefor may be taken against the levy for payment of the Bonds. The levy shall be subject to constitutional, statutory and charter tax rate limitations.

3. Bond Form. The Bonds shall be substantially in the following form with such changes as may be necessary to conform the Bonds to the final terms of sale:

[FORM OF BOND TO BE COMPLETED AFTER BOND SALE]

UNITED STATES OF AMERICA
STATE OF MICHIGAN
COUNTIES OF INGHAM AND EATON

CITY OF LANSING
GENERAL OBLIGATION LIMITED TAX
REFUNDING BOND, SERIES [date]
[(Taxable)]
[(Tax-Exempt)]

Interest Rate Date of Maturity Date of Original Issue
CUSIP

Registered Owner:

Principal Amount:

The CITY OF LANSING, Counties of Ingham and Eaton, State of Michigan (the "City"), acknowledges itself to owe and for value received, hereby promises to pay to the Registered Owner specified above, or registered assigns, the Principal Amount specified above, in lawful money of the United States of America, on the Date of Maturity specified above, [unless prepaid prior thereto as hereinafter provided,] with interest thereon (computed on the basis of a 360-day year consisting of twelve 30-day months) from the Date of Original Issue specified above or such later date to which interest has been paid, until paid, at the Interest Rate per annum specified above, first payable on [date] and semiannually thereafter. Principal of this bond is payable upon presentation and surrender hereof at the designated corporate trust office of [transfer agent], [city], Michigan, or such other transfer agent as the City may hereafter designate by notice mailed to the registered owner of record not less than sixty (60) days prior to any interest payment date (the "Transfer Agent"). Interest on this bond is payable by check or draft mailed by the Transfer Agent to the person or entity who or which is as of the fifteenth (15th) day of the month prior to each interest payment date, the registered owner of record, at the registered address.

This bond is one of a series of bonds of even Date of Original Issue, aggregating the principal sum of \$(amount) for the purpose of refunding certain outstanding obligations of the City. This bond was issued under and in pursuance of the provisions of Act 34, Public Acts of Michigan, 2001, as amended, and a resolution of the City Council adopted on [date].

The limited tax full faith, credit and resources of the City are pledged for the payment of the bonds of this issue, and the City has pledged that it shall pay the principal of and interest on the bonds of this issue as they mature as a first budget obligation from its general fund and, after taking into account funds which the City may have legally available for payment of principal of and interest on the bonds of this issue, shall levy annually ad valorem taxes on all taxable property in the City sufficient to pay the principal of and interest on the bonds of this issue subject to applicable constitutional, statutory and charter tax rate limitations.

Bonds of this issue maturing on or prior to [date] are not subject to redemption prior to maturity.

Bonds or portions of bonds in multiples of \$5,000 of this issue maturing on or after [date] shall be subject to redemption prior to maturity without a premium, at the option of the City, in such order as the City shall determine and within any maturity by lot, on any date on or after [date], at par plus accrued interest to the date fixed for redemption.

[Insert mandatory redemption provisions if term bonds are issued]

Notice of redemption shall be given by the Transfer Agent to each registered owner of bonds or portions thereof to be redeemed by mailing such notice not less than thirty (30) days prior to the date fixed for redemption to the registered owner at the address of the registered owner as shown on the registration books of the City. Bonds shall be called for redemption in multiples of \$5,000, and bonds of denominations of more than \$5,000 shall be treated as representing the number of bonds obtained by dividing the denomination of the bonds by \$5,000, and such bonds may be redeemed in part. The notice of redemption for bonds redeemed in part shall state that, upon surrender of the bond to be redeemed, a new bond or bonds in the same aggregate principal amount equal to the unredeemed portion of the bonds surrendered shall be

issued to the registered owner thereof with the same interest rate and maturity. No further interest on bonds or portions of bonds called for redemption shall accrue after the date fixed for redemption, whether the bonds have been presented for redemption or not, provided funds are on hand with the Transfer Agent to redeem the bonds or portion thereof.

Any bond may be transferred by the person in whose name it is registered, in person or by the Registered Owner's duly authorized attorney or legal representative, upon surrender of the bond to the Transfer Agent for cancellation, together with a duly executed written instrument of transfer in a form approved by the Transfer Agent. Whenever any bond is surrendered for transfer, the Transfer Agent shall authenticate and deliver a new bond or bonds, in like aggregate principal amount, interest rate and maturity. The Transfer Agent shall require the bondholder requesting the transfer to pay any tax or other governmental charge required to be paid with respect to the transfer. [The Transfer Agent shall not be required (i) to issue, register the transfer of, or exchange any bond during a period beginning at the opening of business 15 days before the day of the mailing of a notice of redemption of bonds selected for redemption and ending at the close of business on the date of that mailing, or (ii) to register the transfer of or exchange any bond so selected for redemption in whole or in part, except the unredeemed portion of bonds being redeemed in part.]

It is hereby certified and recited that all acts, conditions and things required by law to be done, exist and happen, precedent to and in the issuance of this bond and the series of bonds of which this is one, in order to make them valid and binding obligations of the City have been done, exist and have happened in regular and due form and time as provided by law, and that the total indebtedness of the City, including this bond and the series of bonds of which this is one, does not exceed any constitutional, statutory, or charter debt limitation.

This bond is not valid or obligatory for any purpose until the Transfer Agent's Certificate of Authentication on this bond has been executed by the Transfer Agent.

IN WITNESS WHEREOF, the City, by its Council, has caused this bond to be signed in its name with the facsimile signatures of its Mayor and Clerk, and a facsimile of its corporate seal to be printed hereon, all as of the Date of Original Issue.

CITY OF LANSING

[manual or facsimile
By signature to appear here]
Mayor

(Seal)
Countersigned:

[manual or facsimile
By signature to appear here]
City Clerk

Date of Authentication:

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds described herein.

[Transfer Agent]

[City], Michigan, as Transfer Agent

By signature to appear here
Authorized Signature

[Insert standard form of assignment.]

4. Escrow Fund. The Authorized Officer shall designate a bank or trust company to serve as escrow trustee (the "Escrow Agent"). In order to secure payment of the Prior Bonds and Outstanding Securities being refunded, the City will enter into one or more Escrow Agreements (each, an "Escrow Agreement") with the Escrow Agent which shall provide for the creation of one or more funds designated as the CITY OF LANSING-GENERAL OBLIGATION LIMITED TAX REFUNDING BONDS ESCROW

FUND (the "Escrow Funds") with appropriate series designation for each Escrow Fund. Each Escrow Agreement shall irrevocably direct the Escrow Agent to hold the Escrow Fund in trust for the payment of the principal of and interest on the Prior Bonds and Outstanding Securities being refunded, and to take all necessary steps to call for redemption of any Prior Bonds and Outstanding Securities specified by the Authorized Officer upon sale of the Bonds, including publication and mailing of redemption notices, on any date specified by the City on which the Prior Bonds and Outstanding Securities may be called for redemption. The Authorized Officer is hereby authorized to execute and deliver each Escrow Agreement and to purchase, or cause to be purchased, escrow securities, including, but not limited to, United States Treasury Obligations – State and Local Government Series (SLGS), in an amount sufficient to fund the Escrow Fund.

The Authorized Officer is hereby authorized to transfer monies from the debt retirement fund for the Prior Bonds and Outstanding Securities to the Escrow Fund created under each Escrow Agreement, to be invested as provided in the Escrow Agreement and to be used to pay principal and interest on the Prior Bonds and Outstanding Securities being refunded. The amount to be transferred under this section shall be an amount which will enable the interest on any tax-exempt Bonds, Prior Bonds and Outstanding Securities to be, or continue to be, excluded from gross income for federal income tax purposes as determined by bond counsel.

5. Debt Retirement Fund. The City Treasurer is authorized and directed to open a separate depository or trust account for each series of the Bonds with a bank or trust company to be designated as the CITY OF LANSING - GENERAL OBLIGATION LIMITED TAX REFUNDING BONDS DEBT RETIREMENT FUND (the "Debt Retirement Fund") with appropriate series designation for each Debt Retirement Fund. The moneys to be deposited into the Debt Retirement Fund will be specifically earmarked and used solely for the purpose of paying principal of and interest on the Bonds and, as may be necessary, to rebate arbitrage earnings, if any, to the United States Department of Treasury as required by the Internal Revenue Code of 1986, as amended (the "Internal Revenue Code") for any tax-exempt series of the Bonds. An amount sufficient to assure timely payment of the principal of and interest on the Bonds shall be transferred each year from the general fund of the City or other funds legally available therefor into the Debt Retirement Fund. Accrued interest and premium received upon delivery of the Bonds shall also be deposited in the Debt Retirement Fund as provided in Section 6 below.

In the event cash, or direct obligations of the United States, or obligations the principal of and interest on which are guaranteed by the United States, or a combination thereof, the principal of and interest on which, without reinvestment, come due at times and in amounts sufficient to pay at maturity or irrevocable call for earlier redemption, the principal of, premium, if any, and interest on the Bonds, shall be deposited in trust, this resolution shall be defeased and the owners of the Bonds shall have no further rights under this resolution except to receive payment of the principal of, premium, if any, and interest of the Bonds from the cash or securities deposited in trust and the interest and gains thereon and to transfer and exchange Bonds as provided herein.

The Debt Retirement Fund may be pooled or combined with other debt retirement funds for issues of bonds of like character as provided by Act 34, Public Acts of Michigan, 2001, as amended, or other state law.

6. Deposit of Bond Proceeds. Upon receipt of the proceeds of sale of the Bonds, the accrued interest and premium, if any, shall be deposited in the Debt Retirement Fund and used to pay interest on the Bonds on the first interest payment date, provided, however, that at the discretion of the Authorized Officer, all or a portion of any premium received upon delivery of the Bonds may be deposited in the Escrow Fund.

There shall be deposited to the Escrow Fund from Bond proceeds monies which shall be invested only as described in the Escrow Agreement and which shall be used by the Escrow Agent solely to pay

the principal of and interest on the Prior Bonds and Outstanding Securities being refunded. The amount of Bond proceeds to be deposited to the Escrow Fund shall be an amount which, taken together with amounts transferred to the Escrow Fund from the debt retirement fund for the Prior Bonds and Outstanding Securities, and the investment proceeds to be received from monies in the Escrow Fund, will be sufficient, without reinvestment, to pay the principal of and interest on the Prior Bonds and Outstanding Securities being refunded as they become due or upon call for redemption prior to maturity.

The remaining proceeds of the Bonds shall be used to pay the costs of issuance of the Bonds. At the option of the Authorized Officer, the costs of the issuance may be paid from a fund established for that purpose in each Escrow Agreement. Any monies remaining after payment of costs of issuance and costs of refunding the Prior Bonds and Outstanding Securities shall be transferred to the Debt Retirement Fund.

7. Non-Arbitrage Covenant. For each series Tax-Exempt Bonds, the City covenants and agrees with the Registered Owners of the Tax-Exempt Bonds that as long as any of the Tax-Exempt Bonds remain outstanding and unpaid as to either principal or interest, the City shall not invest, reinvest or accumulate any moneys deemed to be proceeds of any Tax-Exempt Bonds, Prior Bonds or Outstanding Securities pursuant to the Internal Revenue Code in such a manner as to cause the Bonds to be "arbitrage bonds" within the meaning of the Internal Revenue Code. The City hereby covenants that, to the extent permitted by law, it will take all actions within its control and that it shall not fail to take any action as may be necessary to maintain the exclusion of interest on the Tax-Exempt Bonds from gross income for federal income tax purposes, including but not limited to, actions relating to the rebate of arbitrage earnings, if applicable, and the expenditure and investment of bond proceeds and moneys deemed to be bond proceeds, all as more fully set forth in the Non-Arbitrage and Tax Compliance Certificate to be delivered by the City with the Tax-Exempt Bonds.

8. Negotiated Sale. The City hereby determines to sell the Bonds at a negotiated sale instead of a competitive sale for the reason that a negotiated sale will permit the City to enter the market on short notice at a point in time which appears to be most advantageous, and thereby possibly obtain a lower rate of interest on the Bonds and the most favorable price for purchase of securities to be escrowed for payment of the Prior Bonds and Outstanding Securities to be refunded.

9. Financial Consultant. The City requests Stauder, Barch and Associates to continue as Financial Consultant to the City to assist in preparation and planning for the sale of the Bonds.

10. Managing Underwriter. Based upon the advice of the Financial Consultant, the City hereby selects Stifel, Nicolaus & Company, Incorporated as senior managing underwriter for the Bonds. The City reserves the right to name additional co-managers and/or to develop a selling group. By adoption of this resolution the City assumes no obligations or liability to the underwriters for any loss or damage that may result to the underwriters from the adoption of this resolution, and all costs and expenses incurred by the underwriters in preparing for sale of the Bonds shall be paid from the proceeds of the Bonds, if the Bonds are issued, except as may be otherwise provided in the Bond Purchase Agreement for the Bonds.

11. Bond Counsel. The City hereby requests that Miller, Canfield, Paddock and Stone, P.L.C. continue to serve as the City's bond counsel notwithstanding representation by Miller, Canfield, in matters unrelated to the Bonds, of Stifel, Nicolaus & Company, Incorporated and potential selling group members in connection with matters unrelated to issuance of the Bonds.

12. Bond Ratings; Bond Insurance. The Authorized Officer is hereby authorized to apply for bond ratings from such municipal bond rating agencies as deemed appropriate, in consultation with the Financial Consultant, and, if the Financial Consultant recommends that the City consider purchase of municipal bond insurance, then the Authorized

Officer is hereby authorized and directed to negotiate with insurers regarding acquisition of municipal bond insurance, and, in consultation with the Financial Consultant, to select an insurer and determine which Bonds, if any, shall be insured.

13. Preliminary Official Statement. The Authorized Officer is authorized to approve circulation of a Preliminary Official Statement describing the Bonds and to deem such Preliminary Official Statement "final" for purposes of compliance with Securities and Exchange Commission Rule 15c2-12 ("Rule 15c2-12").

14. Sale of Bonds - Parameters. The Bonds shall not be sold unless there shall be net present value savings equaling not less than 3.00% after payment of costs of issuance of the Bonds. The true interest cost of the Tax-Exempt Bonds shall not exceed 3.00%. The true interest cost of the Taxable Bonds shall not exceed 4.50%. The underwriter's discount for the Bonds shall not be greater than 1.00% (\$10.00 per \$1,000 of bonds) of the principal amount of the Bonds. In making such determinations the Authorized Officer is authorized to rely upon data provided by the Financial Consultant or the underwriters.

The Authorized Officer is hereby authorized, on behalf of the City, subject to the provisions and limitations of this Resolution, to negotiate sale of the Bonds to the underwriters, and to accept an offer by the underwriters to purchase the Bonds without further action by City Council. This authorization includes, but is not limited to, determination of original principal amount of the Bonds, the prices at which the Bonds are sold; the date of the Bonds; the schedule of principal maturities and whether the Bonds shall mature serially or as term bonds; the provisions for early redemption including mandatory redemption of term bonds, if any; the interest rates and payment dates of the Bonds, and the maturities of the Prior Bonds and Outstanding Securities or portions thereof which are refunded. The Authorized Officer is authorized to sign a Bond Purchase Agreement for the Bonds on behalf of the City. Approval of the matters delegated to the Authorized Officer under this Resolution may be evidenced by execution by the Authorized Officer of a Bond Purchase Agreement or Official Statement for the Bonds.

15. Final Official Statement; Continuing Disclosure. After sale of the Bonds, the Authorized Officer shall prepare, execute and deliver a final Official Statement. The Authorized Officer shall execute and deliver, prior to delivery of the Bonds, a written continuing disclosure agreement to enable the underwriter of the Bonds to comply with the requirements of Rule 15c2-12.

16. Verification Agent. The Authorized Officer is hereby directed to select an independent certified public accountant to serve as verification agent to verify that the securities and cash to be deposited to the Escrow Fund will be sufficient to provide, at the times and in the amounts required, sufficient moneys to pay the principal of and interest on the Prior Bonds and Outstanding Securities being refunded as they become due.

17. Other Actions. In the event that the Authorized Officer is not available to undertake responsibilities delegated to her under this resolution, then an officer of the City designated by the Authorized Officer or the Mayor is authorized to take such actions. The officers, administrators, agents and attorneys of the City are authorized and directed to take all other actions necessary and convenient to facilitate issuance and sale of the Bonds, and to execute and deliver all other agreements, documents and certificates and to take all other actions necessary or convenient in accordance with this resolution, and to pay costs of issuance including but not limited to financial consultant fees, filing fees, rating agency fees, costs of printing the preliminary and final official statements, escrow agent fees, transfer agent fees, verification agent fees, bond counsel fees, and any other costs necessary to accomplish sale and delivery of the Bonds.

18. Conflicting Resolutions. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution are hereby rescinded.

By Council Member Dunbar

Motion Carried

RESOLUTION #2012-269

City of Lansing

Counties of Ingham and Eaton, State of Michigan

ORDINANCE NO. _____

AN ORDINANCE ENACTED UNDER THE PROVISIONS OF ACT 94, PUBLIC ACTS OF MICHIGAN, 1933, AS AMENDED, AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF REVENUE BONDS FOR THE PURPOSE OF REFUNDING A PART OF THE OUTSTANDING SEWAGE DISPOSAL SYSTEM REVENUE BONDS, AND TO PAY CERTAIN COSTS RELATING THERETO; PROVIDING THAT THE REFUNDING BONDS SHALL BE OF EQUAL STANDING AND PRIORITY OF LIEN WITH OUTSTANDING SEWAGE DISPOSAL SYSTEM REVENUE BONDS OF THE CITY ISSUED UNDER THE PROVISIONS OF ACT 94, AND ORDINANCES No. 29-A, 31-A, 35-A, 838, 873, 993, 0544 AND 2010-423 OF THE CITY; PROVIDING FOR THE RETIREMENT AND SECURITY OF THE REFUNDING BONDS HEREIN AUTHORIZED, AND PROVIDING FOR OTHER MATTERS RELATIVE THERETO.

WHEREAS, the City of Lansing, Counties of Ingham and Eaton, State of Michigan (the "City") by Ordinance No. 29-A, as amended and supplemented by Ordinances No. 31-A, 35-A, 838, 873, 993 0544 and 2010-423 (the "Outstanding Bond Ordinances"), has provided for the issuance of the City's Sewage Disposal System Revenue Bonds; and

WHEREAS, the City has heretofore issued and sold Sewage Disposal System Revenue and Revenue Refunding Bonds, Series 2003, dated as of December 18, 2003 (the "2003 Bonds") in the original aggregate principal sum of \$39,880,000 under the provisions of the Outstanding Bond Ordinances, for the purposes of providing funds to equip, improve, rehabilitate, acquire, construct and install certain improvements to the City's Sewage Disposal System (the "System") and to refund certain Sewage Disposal System Revenue Bonds which were outstanding at that time; and

WHEREAS, Stauder, Barch & Associates, Inc. (the "Financial Consultant"), has advised the City that it may be able to accomplish a net savings of debt service costs by refunding a portion of the outstanding 2003 Bonds through the issuance of revenue refunding bonds in an aggregate principal amount of not to exceed \$26,000,000 (the "Refunding Bonds"); and

WHEREAS, Section 19 of Ordinance No. 29-A authorizes the issuance of revenue bonds of equal standing and priority of lien with the outstanding bonds authorized by the Outstanding Bond Ordinances as follows:

(b) For refunding a part of the outstanding Bonds and paying costs of issuing such Additional Bonds including deposits which may be required to be made to the Bond Reserve Account. No Additional Bonds shall be issued pursuant to this subsection unless the maximum amount of principal and interest maturing in any operating year after giving effect to the refunding shall be less than the maximum amount of principal and interest maturing in any operating year prior to giving effect to the refunding.

AND WHEREAS, the City will issue the proposed Refunding Bonds only if the maximum amount of principal and interest of the Refunding Bonds maturing in each operating year will be less than the maximum amount of principal and interest of the 2003 Bonds being refunded (the "Refunded Bonds") maturing in such operating year, and thereby permit the City to meet the requirements of Section 19 of Ordinance No. 29-A; and

WHEREAS, all things necessary to the authorization and issuance of the Refunding Bonds under the Constitution and laws of the State of Michigan, and the Charter and Ordinances of the City and particularly Act 94, Public Acts of Michigan, 1933, as amended, and the Outstanding Bond Ordinances have been done or will be done, and the Council is now empowered and desires to authorize the issuance of the Refunding Bonds.

NOW, THEREFORE, THE CITY OF LANSING ORDAINS:

Definitions. All terms not defined herein shall have the meanings set forth in the Outstanding Bond Ordinances and whenever used in this Ordinance, except when otherwise indicated by the context, the following terms shall have the following meanings:

"2003 Bonds" means the outstanding Sewage Disposal System Revenue and Revenue Refunding Bonds, Series 2003, dated December 18, 2003.

"Authorized Officer" means the Finance Director or Interim Finance Director.

"Escrow Agreement" means the Escrow Agreement described in Section 6 of this Ordinance to provide for payment of principal of and interest on the 2003 Bonds to be refunded.

"Escrow Fund" means the Escrow Fund established pursuant to the Escrow Agreement to hold the cash and investments necessary provide for payment of principal of and interest on the 2003 Bonds to be refunded.

"Outstanding Bonds" means the outstanding 2003 Bonds and the outstanding Sewage Disposal System Revenue Refunding Bond, Series 2010, dated as of December 28, 2010.

"Outstanding Bond Ordinances" means Ordinance No. 29-A as supplemented by Ordinance No. 30-A, Ordinance No. 31-A, Ordinance No. 35-A, Ordinance No. 838, Ordinance No. 873, Ordinance No. 993, Ordinance No. 0544 and Ordinance No. 2010-423.

"Refunded Bonds" means the maturities of the 2003 Bonds or portions thereof refunded with proceeds of the Refunding Bonds.

"Refunding Bonds" means the Sewage Disposal System Revenue Refunding Bonds, Series 2012 authorized by Section 3 of this Ordinance for the purpose of refunding a portion of the 2003 Bonds.

Conditions Permitting Issuance of Additional Bonds; Necessity. Pursuant to Section 19 of Ordinance No. 29-A, the City Council hereby determines that Refunding Bonds shall be issued and sold only if the maximum amount of principal and interest of the Refunding Bonds maturing in each operating year will be less than the maximum amount of principal and interest of the Refunded Bonds maturing in such operating year. If sale of the Refunding Bonds will accomplish savings after payment of costs of issuance of the Refunding Bonds, then it is hereby determined to be necessary for the public health and welfare of the City to refund a portion of the 2003 Bonds through issuance of the Refunding Bonds.

The City Council hereby determines that the 2003 Bonds maturing from May 1, 2015 through May 1, 2028, inclusive, were entirely allocated to financing to equipping, improvement, rehabilitation, acquisition, construction and installation of improvements to the System and were not allocated to refunding prior bonds.

Refunding of 2003 Bonds; Refunding Bonds Authorized. To pay costs of refunding all or any portion of the 2003 Bonds maturing from May 1, 2015 through May 1, 2028, inclusive, including the payment of the

costs of legal, financial, bond insurance, underwriter's discount and other expenses incident thereto and incident to the issuance and sale of the Refunding Bonds, the City shall borrow the sum of not to exceed Twenty-Six Million Dollars (\$26,000,000) as finally determined upon the sale thereof, and issue the Refunding Bonds therefor pursuant to the provisions of Act 94. The Refunding Bonds shall have equal standing and priority of lien with any Outstanding Bonds which are not refunded pursuant to this Ordinance.

Refunding Bond Data. The Refunding Bonds shall be designated SEWAGE DISPOSAL SYSTEM REVENUE REFUNDING BONDS, SERIES 2012 and shall not be a general obligation of the City but shall be payable solely out of the Net Revenues. If the Refunding Bonds are sold or delivered after December 31, 2012 then the Authorized Officer may change the series designation of the Refunding Bonds to reflect the year in which they will be sold or delivered. The Refunding Bonds shall be issued in fully-registered form in the denomination of \$5,000 or integral multiples thereof, not exceeding the amount of bonds maturing on the same date such bond matures, and shall be numbered in consecutive order of authentication from 1 upwards. The Refunding Bonds shall be dated as of the date of delivery thereof or such other date as may be determined at the time of sale of the Refunding Bonds, and shall mature serially or as term bonds on May 1 in the years to be determined by the Authorized Officer at the time of sale.

The Refunding Bonds shall bear interest at a rate or rates to be determined at the time of sale, payable initially on such date as approved at the time of sale, and semi-annually thereafter on May 1 and November 1 of each year, by check drawn on the transfer agent and mailed to the registered owner at the registered address, as shown on the registration books of the City maintained by the transfer agent. Interest shall be payable to the registered owner of record as of the fifteenth day of the month prior to the payment date for each interest payment. The date of determination of registered owner for purposes of payment of interest as provided in this paragraph may be changed by the City to conform to market practice in the future. The principal of the Refunding Bonds shall be payable at a bank or trust company to be designated by the Authorized Officer as a registrar and transfer agent.

The Refunding Bonds may be subject to redemption prior to maturity at the times and prices determined by the Authorized Officer at the time of sale. In the event that any of the Refunding Bonds shall be issued as term bonds, the mandatory redemption requirements for such term bonds shall be specified at the time of sale.

The Refunding Bonds shall be signed by the manual or facsimile signature of the Mayor and countersigned by the manual or facsimile signature of the City Clerk. The Refunding Bonds shall have the facsimile corporate seal of the City printed or impressed thereon. No Refunding Bond shall be valid until authenticated by an authorized officer of the transfer agent. The Refunding Bonds shall be delivered to the transfer agent for authentication and be delivered by the transfer agent to the purchaser in accordance with instructions from the Authorized Officer upon payment of the purchase price therefor in accordance with the bid therefor when accepted. Executed blank bonds for registration and issuance to transferees shall simultaneously, and from time to time thereafter as necessary, be delivered to the transfer agent for safekeeping.

The Refunding Bonds may be issued in book-entry-only form through The Depository Trust Company in New York, New York ("DTC"), and the Authorized Officer is authorized to execute such custodial or other agreement with DTC as may be necessary to accomplish the issuance of the Refunding Bonds in book-entry-only form and to make such changes in the bond form within the parameters of this Ordinance as may be required to accomplish the foregoing. Notwithstanding the foregoing, if the Refunding Bonds are held in book-entry form by DTC, payment of principal of and interest on the Refunding Bonds shall be made in the manner prescribed by DTC.

Any Refunding Bond may be transferred upon the books of the City maintained by the transfer agent by the person in whose name it is registered, in person or by his duly authorized attorney, upon surrender of the bond for cancellation, accompanied by delivery of a duly executed written instrument of transfer in a form approved by the transfer agent. Whenever any Refunding Bond or Bonds shall be surrendered for transfer, the transfer agent shall authenticate and deliver a new Refunding Bond or Bonds, for like aggregate principal amount. The transfer agent shall require the payment by the bondholder requesting the transfer of any tax or other governmental charge required to be paid with respect to the transfer. Notwithstanding the foregoing, if Refunding Bonds are held by DTC in book-entry form, the transfer of Refunding Bonds shall be made in the manner prescribed by DTC.

Upon payment by the City of all outstanding principal of and interest on the Refunding Bonds, the registered owner thereof shall deliver the Refunding Bonds to the City for cancellation.

Applicability of the Outstanding Bond Ordinances. Except to the extent supplemented or otherwise provided in this Ordinance, all of the provisions and covenants provided in the Outstanding Bond Ordinances shall apply to the Refunding Bonds issued pursuant to provisions of this Ordinance, such provisions of the Ordinances being made applicable to the Refunding Bonds herein authorized, the same as though the Refunding Bonds were originally authorized and issued as a part of the Outstanding Bonds issued pursuant to the Outstanding Bond Ordinances.

Refunding Bond Proceeds. Upon receipt of the proceeds of sale of the Refunding Bonds, the accrued interest, if any, shall be deposited in the Redemption Fund and used to pay interest on the Refunding Bonds on the first interest payment date, and the City may take credit for the amount so deposited against the amount required to be deposited in the Redemption Fund for payment of the next maturing interest on the Refunding Bonds. At the discretion of the Authorized Officer, all or a portion of any premium received upon delivery of the Refunding Bonds may be deposited in either the Redemption Fund or the Escrow Fund.

There shall next be deposited in the Bond Reserve Account from proceeds of sale of the Refunding Bonds an amount, if any, designated by the Authorized Officer at the time of sale of the Refunding Bonds as necessary to meet the requirements of the Outstanding Bond Ordinances.

There shall be deposited to the Escrow Fund from proceeds of sale of the Refunding Bonds monies which shall be invested only as described in the Escrow Agreement and which shall be used solely to pay the principal of and interest on the 2003 Bonds being refunded. The amount to be deposited to the Escrow Fund shall be an amount which, taken together with amounts transferred to the Escrow Fund from the monies set aside for payment of the 2003 Bonds in the Redemption Fund, and the investment proceeds to be received from monies in the Escrow Fund, will be sufficient, without reinvestment, to pay the principal of and interest on the 2003 Bonds being refunded as they become due or upon call for redemption prior to maturity.

The Escrow Fund shall be held by an escrow agent in trust pursuant to the Escrow Agreement which shall irrevocably direct the escrow agent to take all necessary steps to pay the principal of and interest on the Refunded Bonds when due and to call such Bonds for redemption as specified in the Escrow Agreement.

The Authorized Officer is hereby authorized to transfer monies from the Redemption Fund to the Escrow Fund created under the Escrow Agreement, to be invested as provided in the Escrow Agreement and to be used to pay principal and interest on the Refunded Bonds. The Authorized Officer is hereby authorized to purchase, or cause to be purchased, escrow securities, including, but not limited to, United States Treasury Obligations – State and Local Government Series (SLGS), in an amount sufficient to fund the Escrow Fund.

The remaining proceeds of the Refunding Bonds shall be used to pay the costs of issuance attributable to the Refunding Bonds. At the

option of the Authorized Officer the costs of the issuance of the Refunding Bonds may be paid from a fund established for that purpose in the Escrow Agreement.

The Authorized Officer shall designate a bank or trust company to serve as escrow agent under the Escrow Agreement. The Authorized Officer is hereby authorized to approve, execute and deliver the Escrow Agreement.

Refunding Bond Form. The Refunding Bonds shall be substantially in the following form with such changes as may be necessary to conform the Refunding Bonds to the final terms of sale:

[FORM OF BOND TO BE COMPLETED AFTER BOND SALE]

UNITED STATES OF AMERICA
STATE OF MICHIGAN
COUNTIES OF INGHAM AND EATON

CITY OF LANSING
SEWAGE DISPOSAL SYSTEM
REVENUE REFUNDING BOND, SERIES 2012

Interest Rate	Date of Maturity	Date	of	Original	Issue
CUSIP					
Registered Owner:					
Principal Amount:					

The CITY OF LANSING, Counties of Ingham and Eaton, State of Michigan (the "City"), acknowledges itself to owe and for value received, hereby promises to pay, solely and only out of the hereinafter described Net Revenues of the Sewage Disposal System of the City (the "System") to the Registered Owner specified above, or registered assigns, the Principal Amount specified above, in lawful money of the United States of America, on the Date of Maturity specified above, unless prepaid prior thereto as hereinafter provided, with interest thereon (computed on the basis of a 360-day year consisting of twelve 30-day months) from the Date of Original Issue specified above or such later date to which interest has been paid, until paid, at the Interest Rate per annum specified above, first payable on [date] and semiannually thereafter. Principal of this bond is payable upon presentation and surrender hereof at the designated corporate trust office of [transfer agent], [city], Michigan, or such other transfer agent as the City may hereafter designate by notice mailed to the registered owner of record not less than sixty (60) days prior to any interest payment date (the "Transfer Agent"). Interest on this bond is payable by check or draft mailed by the Transfer Agent to the person or entity who or which is as of the fifteenth (15th) day of the month prior to each interest payment date, the registered owner of record, at the registered address. For the prompt payment thereof, the revenues of the System, including all appurtenances, extensions and improvements thereto, after provision has been made for reasonable and necessary expenses of operation, maintenance and administration, are irrevocably pledged and a statutory first lien thereon is hereby created. This bond and the series of which it is one are of equal standing and priority of lien as the net revenues of the System with the City's outstanding Sewage Disposal System Revenue and Revenue Refunding Bonds, Series 2003, dated December 18, 2003, and Sewage Disposal System Revenue Refunding Bonds, Series 2010, dated December 28, 2010.

This bond is one of a series of bonds aggregating the principal sum of \$[principal], issued pursuant to Ordinance No. 29-A, as amended and supplemented by Ordinances No. 30-A, 31-A, 35-A, 838,873, 993, 0544, 2010-423, and Ordinance No. [number] duly adopted by the City Council of the City, and under and in full compliance with the Constitution and statutes of the State of Michigan, including specifically Act 94, Public Acts of Michigan, 1933, as amended, for the purpose of refunding certain outstanding sewage disposal system revenue bonds of the City.

For a complete statement of the revenues from which and the conditions under which this bond is payable, a statement of the conditions under which additional bonds of equal standing as to the Net Revenues of the System may hereafter be issued and the general covenants and

provisions pursuant to which this bond is issued, reference is made to the above-described Ordinances. Copies of the Ordinances are on file at the office of the City Clerk and reference is made to the Ordinances and any and all supplements thereto and modifications and amendments thereof, if any, and to Act 94 for a more complete description of the pledges and covenants securing the bonds, the nature, extent and manner of enforcement of such pledges, the rights and remedies of the registered owners of the bonds with respect thereto and the terms and conditions upon which the bonds are issued and may be issued thereunder. To the extent and in the manner permitted by the terms of the Ordinances, the provisions of the Ordinances or any resolution or agreement amendatory thereof or supplemental thereto, maybe modified or amended by the City, except in specified cases, only with the written consent of the registered owners of at least fifty-one percent (51%) of the principal amount of the bonds then outstanding.

Bonds of this issue maturing on or prior to [date] are not subject to redemption prior to maturity.

Bonds or portions of bonds in multiples of \$5,000 of this issue maturing on or after [date] shall be subject to redemption prior to maturity without a premium, at the option of the City, in such order as the City shall determine and within any maturity by lot, on any date on or after [date], at par plus accrued interest to the date fixed for redemption.

[Insert mandatory redemption provisions if term bonds are issued]

Notice of redemption shall be given by the Transfer Agent to each registered owner of bonds or portions thereof to be redeemed by mailing such notice not less than thirty (30) days prior to the date fixed for redemption to the registered owner at the address of the registered owner as shown on the registration books of the City. Bonds shall be called for redemption in multiples of \$5,000, and bonds of denominations of more than \$5,000 shall be treated as representing the number of bonds obtained by dividing the denomination of the bonds by \$5,000, and such bonds may be redeemed in part. The notice of redemption for bonds redeemed in part shall state that, upon surrender of the bond to be redeemed, a new bond or bonds in the same aggregate principal amount equal to the unredeemed portion of the bonds surrendered shall be issued to the registered owner thereof with the same interest rate and maturity. No further interest on bonds or portions of bonds called for redemption shall accrue after the date fixed for redemption, whether the bonds have been presented for redemption or not, provided funds are on hand with the Transfer Agent to redeem the bonds or portion thereof.

Any bond may be transferred by the person in whose name it is registered, in person or by the registered owner's duly authorized attorney or legal representative, upon surrender of the bond to the Transfer Agent for cancellation, together with a duly executed written instrument of transfer in a form approved by the Transfer Agent. Whenever any bond is surrendered for transfer, the Transfer Agent shall authenticate and deliver a new bond or bonds, in like aggregate principal amount, interest rate and maturity. The Transfer Agent shall require the bondholder requesting the transfer to pay any tax or other governmental charge required to be paid with respect to the transfer. The Transfer Agent shall not be required (i) to issue, register the transfer of, or exchange any bond during a period beginning at the opening of business 15 days before the day of the mailing of a notice of redemption of bonds selected for redemption and ending at the close of business on the date of that mailing, or (ii) to register the transfer of or exchange any bond so selected for redemption in whole or in part, except the unredeemed portion of bonds being redeemed in part.

THIS BOND IS A SELF-LIQUIDATING BOND AND IS NOT A GENERAL OBLIGATION OF THE CITY AND DOES NOT CONSTITUTE AN INDEBTEDNESS OF THE CITY WITHIN ANY CONSTITUTIONAL, STATUTORY OR CHARTER LIMITATION, AND IS PAYABLE BOTH AS TO PRINCIPAL AND INTEREST, SOLELY FROM THE NET REVENUES OF THE SYSTEM AND CERTAIN FUNDS AND ACCOUNTS ESTABLISHED UNDER THE ORDINANCES. THE PRINCIPAL AND

INTEREST ON THIS BOND ARE SECURED BY THE STATUTORY FIRST LIEN HEREINBEFORE DESCRIBED.

The City has covenanted and agreed to fix and maintain at all times while any of such bonds shall be outstanding, such rates for service furnished by the System as shall be sufficient to provide for payment of the interest upon and the principal of all bonds payable from the Net Revenues of the System as and when the same become due and payable, and to maintain a bond and interest redemption fund (including a bond reserve account) therefor, to provide for the payment of expenses of administration and operation and such expenses for maintenance of the System as are necessary to preserve the same in good repair and working order, and to provide for such other expenditures and funds for the System as are required by the Ordinances.

It is hereby certified and recited that all acts, conditions and things required by law to be done precedent to and in the issuance of this bond and the series of bonds of which this is one have been done and performed in regular and due time and form as required by law.

This bond is not valid or obligatory for any purpose until the Transfer Agent's Certificate of Authentication on this bond has been executed by the Transfer Agent

IN WITNESS WHEREOF, the City, by its Council, has caused this bond to be signed in its name with the facsimile signatures of its Mayor and Clerk, and a facsimile of its corporate seal to be printed hereon, all as of the Date of Original Issue.

CITY OF LANSING

By [manual or facsimile
signature to appear here]
Mayor

(Seal)

Countersigned:

By [manual or facsimile
signature to appear here]
City Clerk

Date of Authentication:

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds described herein.

[Transfer Agent]

[City], Michigan, as Transfer Agent

By [signature to appear here]
Authorized Signature

[Insert standard form of assignment.]

Non-Arbitrage Covenant. The City covenants and agrees with the Registered Owners of the Refunding Bonds that as long as any of the Refunding Bonds remain outstanding and unpaid as to either principal or interest, the City shall not invest, reinvest or accumulate any moneys deemed to be proceeds of the Refunding Bonds or the 2003 Bonds pursuant to the Internal Revenue Code in such a manner as to cause the Refunding Bonds to be "arbitrage bonds" within the meaning of the Internal Revenue Code. The City hereby covenants that, to the extent permitted by law, it will take all actions within its control and that it shall not fail to take any action as may be necessary to maintain the exclusion of interest on the Refunding Bonds from gross income for federal income tax purposes, including but not limited to, actions relating to the rebate of arbitrage earnings, if applicable, and the expenditure and investment of bond proceeds and moneys deemed to be bond proceeds, all as more

fully set forth in the Non-Arbitrage and Tax Compliance Certificate to be delivered by the City with the Refunding Bonds.

Negotiated Sale. The City hereby determines to sell the Refunding Bonds at a negotiated sale instead of a competitive sale for the reason that a negotiated sale will permit the City to enter the market on short notice at a point in time which appears to be most advantageous, and thereby possibly obtain a lower rate of interest on the Refunding Bonds and the most favorable price for purchase of securities to be escrowed for payment of the Refunded Bonds.

Financial Consultant. The City requests Stauder, Barch and Associates to continue as Financial Consultant to the City to assist in preparation and planning for the sale of the Refunding Bonds.

Managing Underwriter. Based upon the advice of the Financial Consultant, the City hereby selects Stifel, Nicolaus & Company, Incorporated as senior managing underwriter for the Refunding Bonds. The City reserves the right to name additional co-managers and/or to develop a selling group. By adoption of this Ordinance the City assumes no obligations or liability to the underwriter for any loss or damage that may result to the underwriter from the adoption of this Ordinance, and all costs and expenses incurred by the underwriter in preparing for sale of the Refunding Bonds shall be paid from the proceeds of the Refunding Bonds, if the Refunding Bonds are issued, except as may be otherwise provided in the Bond Purchase Agreement for the Refunding Bonds.

Bond Counsel. The City hereby requests that Miller, Canfield, Paddock and Stone, P.L.C. continue to serve as the City's bond counsel notwithstanding representation by Miller, Canfield, in matters unrelated to the Refunding Bonds, of Stifel, Nicolaus & Company, Incorporated and potential selling group members in connection with matters unrelated to issuance of the Refunding Bonds.

Bond Ratings/ Bond Insurance. The Authorized Officer is hereby authorized to apply for bond ratings from such municipal bond rating agencies as is deemed appropriate, in consultation with the Financial Consultant, and, if the Financial Consultant recommends that the City consider purchase of municipal bond insurance, then the Authorized Officer is hereby authorized and directed to negotiate with insurers regarding acquisition of municipal bond insurance, and, in consultation with the Financial Consultant, to select an insurer and determine which bonds, if any, shall be insured.

Preliminary Official Statement. The Authorized Officer is authorized to approve circulation of a Preliminary Official Statement describing the Refunding Bonds, and to deem such Preliminary Official Statement "final" for purposes of compliance with Securities and Exchange Commission Rule 15c2-12 ("Rule 15c2-12").

Sale of Refunding Bonds. The Refunding Bonds shall not be sold unless there shall be net present value savings equaling not less than 3.00% after payment of costs of issuance of the Refunding Bonds, and if the principal and interest of the Refunding Bonds maturing in each operating year will be less than the principal and interest of the Refunded Bonds maturing in such operating year. The true interest cost of the Refunding Bonds shall not exceed 3.50%. The first maturity of principal on the Refunding Bonds shall occur no earlier than May 1, 2013 and the date of the final maturity shall not be later than May 1, 2028. The underwriter's discount for the Refunding Bonds shall not be greater than 1.00% (\$10.00 per \$1,000 of bonds) of the principal amount of the Refunding Bonds. In making such determinations the Authorized Officer is authorized to rely upon data provided by the Financial Consultant or the underwriters.

The Authorized Officer is hereby authorized, on behalf of the City, subject to the provisions and limitations of this Ordinance, to negotiate sale of the Refunding Bonds to the underwriters, and to accept an offer by the underwriters to purchase the Refunding Bonds without further action by City Council. This authorization includes, but is not limited to, determination of original principal amount of the Refunding Bonds, the

prices at which the Refunding Bonds are sold; the date of the Refunding Bonds; the schedule of principal maturities and whether the Refunding Bonds shall mature serially or as term bonds; the provisions for early redemption including mandatory redemption of term bonds, if any; the interest rates and payment dates of the Refunding Bonds, and the maturities of the 2003 Bonds or portions thereof which are refunded. The Authorized Officer is authorized to sign a Bond Purchase Agreement for the Refunding Bonds on behalf of the City. Approval of the matters delegated to the Authorized Officer under this Ordinance may be evidenced by execution by the Authorized Officer of a Bond Purchase Agreement or Official Statement for the Refunding Bonds.

Final Official Statement; Continuing Disclosure. After sale of the Refunding Bonds the Authorized Officer shall prepare, execute and deliver a final Official Statement. The Authorized Officer shall execute and deliver, prior to delivery of the Refunding Bonds, a written continuing disclosure agreement to enable the underwriter of the Refunding Bonds to comply with the requirements of Rule 15c2-12.

Verification Agent. The Authorized Officer is hereby directed to select an independent certified public accountant to serve as verification agent to verify that the securities and cash to be deposited to the Escrow Fund will be sufficient to provide, at the times and in the amounts required, sufficient moneys to pay the principal of and interest on the 2003 Bonds being refunded as they become due.

Other Actions. In the event that the Authorized Officer is not available to undertake responsibilities delegated to her under this Ordinance, then an officer of the City designated by the Authorized Officer or the Mayor is authorized to take such actions. The officers, administrators, agents and attorneys of the City are authorized and directed to take all other actions necessary and to facilitate issuance and sale of the Refunding Bonds, and to execute and deliver all other agreements, documents and certificates and to take all other actions necessary or convenient in accordance with this Ordinance, and to pay costs of issuance including but not limited to financial consultant fees, filing fees, rating agency fees, costs of printing the preliminary and final official statements, escrow agent fees, transfer agent fees, verification agent fees, bond counsel fees, and any other costs necessary to accomplish sale and delivery of the Refunding Bonds.

Repeal, Savings Clause. All ordinances, resolutions of orders, or parts thereof, in conflict with the provisions of this Ordinance are repealed.

Severability; Paragraph Headings; and Conflict. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance. The paragraph headings in this Ordinance are furnished for convenience of reference only and shall not be considered to be a part of this Ordinance.

Publication and Recordation. This Ordinance shall be published in full in the *City Pulse*, a newspaper of general circulation in the City of Lansing qualified under State law to publish legal notices, promptly after its adoption, and shall be recorded in the Ordinance Book of the City and such recording authenticated by the signatures of the President of the council and the City Clerk.

Effective Date. As provided in Act 94, this Ordinance shall be effective upon its adoption.

Passed and adopted by the City of Lansing, Counties of Ingham and Eaton, State of Michigan, on December 3, 2012.

Signed: _____
President of the City Council

Signed: _____
City Clerk

By Council Member Dunbar

Motion Carried

RESOLUTION #2012-270

BY THE COMMITTEE ON WAYS & MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

That the following FY 2012 transfer and appropriation be approved;

\$9,411.00 from ESG City Match-Health, Mental Hlth101.833715.960264.0
\$19,233.00 from ESG City Match-Child & Family 101.833720.960264.0
\$68,682.00 from ESG City Match-Emergency Svcs101.833730.960264.0
\$97,326.00 to Operating Trf-ESG Fund 101.966000.991264.0

\$97,326.00 from ESG Estimated Revenues 264.000000.696101.02011
\$97,326.00 to ESG – Operations 264.932666.960264.02011

These amounts represent the City match for Emergency Shelter Grant Program qualified programs, including National Council on Alcoholism \$9,411, Capital Area Community Services \$19,233, EVE, Inc. \$5,109, Haven House Operating \$12,458, Loaves and Fishes \$12,263, Advent House \$9,440, VOA Homeless Program \$21,412, Gateway Community Services \$8,000.

By Council Member Robinson

Motion Carried

RESOLUTION #2012-271

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, The Lansing Office of Emergency Management, as Region One Fiscal agent, receives recurring Homeland Security grants, the current grant being the FY 2012 Homeland Security Grant Program Grant (HSGP); and

WHEREAS, The HSGP grant is a pass through grant from the State of Michigan and is awarded to eight Emergency Management Regions with in the State of Michigan; and

WHEREAS, The HSGP grant is designed to provide federal funds to the sub grantee for the purpose of planning, exercising, training and purchasing equipment based on homeland security guidelines; and

WHEREAS, The HSGP awards \$756,063.00 for the duration of Thirty two (32) months

WHEREAS, The State of Michigan award of \$756,063.00 requires no local match or additional funding; and

WHEREAS, The HSGP grant will support Region one with funding for Planning, exercising, training, and equipment; and

NOW, THEREFORE, BE IT RESOLVED, The Lansing City Council approves acceptance of the HSGP grant in the total amount of \$756,063.00 for the grant period beginning September 1, 2012 and ending May 31, 2014 to fund Region One approved projects in accordance with federal grant guidelines.

BE IT FINALLY RESOLVED, The Administration is authorized to create appropriate accounts and to make the necessary operating transfers for the expenditure and control of the balance of the grant funds.

By Council Member Robinson

Motion Carried

REPORTS FROM COUNCIL COMMITTEES**RESOLUTION #2012-272**
COMMITTEE REPORT

THE COMMITTEE ON WAYS AND MEANS met on November 29, 2012 and, per the Purchasing Ordinance, discussed Sole Source Purchases for extrication equipment and thermal imaging systems.

The Committee members discussed rescue equipment sales and services through Holmatro, Inc., the current sole source provider for Holmatro Rescue Equipment in the State of Michigan and have decided to continue the partnership based upon the city's past success (dating back to 1993) with the vendor and the equipment. Holmatro, Inc. is also the only business who can sell this particular equipment in the state.

Also under consideration was the sole source purchase partnership with Douglas Safety Systems. Douglas Safety Systems, who had previously been known as "Alert," is located in Sanford, Michigan, and is the sole source supplier of thermal imaging systems in the state of Michigan.

Signed:

Council Member A'Lynne Robinson, Chair
Council Member Carol Wood, Vice Chair
Council Member Kathie Dunbar, Member

By Council Member Robinson to receive the Report

Motion Carried

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

**REPORTS FROM CITY OFFICERS, BOARDS, AND
COMMISSIONS; COMMUNICATIONS AND
PETITIONS; AND OTHER CITY RELATED MATTERS**

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

• Reports from City Officers, Boards and Commissions:

a. Letter from the Mayor re:

- i. Act-10-12; Acquisition of Properties from Canadian National Railroad and Negotiation for Acquisition of Pennsylvania Line Railroad

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

• Communications and Petitions, and Other City Related Matters:

- a. Letter from the State of Michigan Liquor Control Commission providing notice of a request from Singh Pub and Grill, Inc. to Transfer Ownership of Escrowed 2012 Class C and Specially Designated Merchant (SDM) Licenses located at 820 W. Miller Rd.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- b. Claim Denial Appeal submitted by Michael Parkinson for property located at 1613 Lyons Ave.
REFERRED TO THE COMMITTEE ON GENERAL SERVICES

MOTION OF EXCUSED ABSENCE

By Council Member Robinson to excuse Council Member Washington from tonight's proceedings.

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

Claude Beavers spoke about the Red Cedar Golf Course.

Michael Mercer of Holt spoke about various City matters.

Mary Elaine Kiener spoke about Niowave.

Bob Gray spoke about City streets.

Darnell Oldham Sr. spoke about various City matters.

Kenneth McMullen spoke about various City matters.

ADJOURNED TIME 8:42 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF DECEMBER 10, 2012**

By Council Member Robinson

Motion Carried

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries

PRESENT: Council Members Houghton, Jeffries, Robinson, Washington, Wood

ABSENT: Council Members Dunbar, Quinney, Yorko (arrived 7:05)

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

SPECIAL CEREMONIES

• Special Ceremonies

1. Tribute; In Recognition of Antioch Church of Lansing's contributions to the community

Council Member Robinson spoke about Antioch Church's contributions to the City.

Council Member Yorko arrived at 7:05 p.m.

Pastor Edward Thomas spoke about the mission of the Church.

RESOLUTION #2012-273

BY COUNCIL MEMBERS DUNBAR, HOUGHTON, JEFFRIES,
QUINNEY, ROBINSON, WASHINGTON, WOOD, AND YORKO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Lansing City Council would like to congratulate the Antioch Church of Lansing for their newly acquired home of worship at 5430 S. Washington Ave.; and

WHEREAS, the Antioch Church of Lansing was founded in the spring of 2006; and

WHEREAS, the Antioch Church of Lansing has become well-recognized over the past six years as a place for personal growth and Christian worship; and

WHEREAS, Pastor Edward A. Thomas is the current Pastor of the Antioch Church; and

WHEREAS, the church has participated in numerous outreach programs with its non-profit affiliate, Antioch Cares Community Development Corporation; and

WHEREAS, the Antioch Church of Lansing has held inspiring events and occasions that have reflected the values that are instilled in the church and its congregation; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby wishes to thank the Antioch Church of Lansing for its positive contributions to the Lansing community and its residence. May God bless you with continued success!

CONSIDERATION OF LATE ITEMS

By Council Member Wood

To suspend City Council Rule #9 to allow for Consideration of Late Items

Motion carried

The following items were added to the agenda:

From Council Member Wood: a resolution for adoption asking Governor Snyder to Veto the so-called Right-to-Work legislation.

By Council Member Yorko to suspend the rules and reconsider the vote by which Resolution 2012-250 was adopted.

Motion Carried

From Council Member Robinson: a resolution for referral, 457 Deferred Compensation Plan Amendments

RESOLUTION #2012-274

BY COUNCIL MEMBERS DUNBAR, HOUGHTON, JEFFRIES,
QUINNEY, ROBINSON, WASHINGTON, WOOD, AND YORKO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Michigan has a long history of workers and management coming together to grow the middle class and ensure success; and

WHEREAS, collective bargaining protects workers' voices to negotiate fair wages, benefits, workplace safety, and job security; and

WHEREAS, the Michigan House and Senate have passed versions of a so-called "right-to-work" law; and

WHEREAS, Right-to-work laws are designed to severely weaken unions and thus their ability to bargain on behalf of their members; and

WHEREAS, Right-to-work laws pit workers against each other by allowing people at unionized workplaces to opt out of paying dues while still enjoying the full benefits of union representation; and

WHEREAS, states with right-to-work laws have lower wages, more people without health care and lower safety standards for union and non-union workers alike.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council opposes making Michigan a so-called "right-to-work" state; and

BE IT FURTHER RESOLVED that the Lansing City Council urges Governor Rick Snyder to veto right-to-work legislation and instead focus on strengthening the middle class and moving Michigan forward.

By Council Member Wood

Motion Carried

COUNCIL MEMBERS' COMMENTS AND CITY CLERK'S ANNOUNCEMENTS:

Council Member Houghton announced the Cavanaugh Park meeting and the Old Everett Neighborhood Association meeting.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Executive Assistant to Mayor Bernero, Randy Hannan, spoke about the expected demonstrations over the so called Right-to-Work legislation and steps the City is taking in preparation; he expressed Mayor Bernero's strong opposition to the legislation. He announced the Mobile Food Pantry for December.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearing:

1. In consideration of SLU-2-2012; 221 N. Pine St., Parking Lot, a request from Michigan Retailers Association to construct a surface parking lot at 221 N. Pine St. (NOTE: this is an informal public hearing as an additional opportunity for public input; the official public hearing on this matter will be Monday, December 17, 2012 at 7:00 p.m.)

Council Member Houghton provided background information about the hearing.

Jim Hallan of Michigan Retailers Association spoke in support of SLU-2-2012.

Jim Dravenstatt-Moceri, Glenn Freeman, and Brian Fredline thanked Council and the Mayor for opposing the so called Right-to-Work legislation.

Russell Terry requested amendments to the Fireworks Ordinance.

REFERRAL OF PUBLIC HEARINGS

1. In consideration of SLU-2-2012; 221 N. Pine St., Parking Lot, a request from Michigan Retailers Association to construct a surface parking lot at 221 N. Pine St. (NOTE: this is an informal public hearing as an additional opportunity for public input; the official public hearing on this matter will be Monday, December 17, 2012 at 7:00 p.m.)

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #2012-275

BY COUNCIL MEMBERS DUNBAR, HOUGHTON, JEFFRIES, QUINNEY, ROBINSON, WASHINGTON, WOOD, AND YORKO

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Greater Lansing Area Holiday Commission will host its 28th Annual Luncheon "Moving the Dream Forward in Pursuit of Truth, Justice, and Compassion" in observance of Dr. Martin Luther King, Jr., on Monday, January 21, 2013 at 11:00 a.m. at the Lansing Center; and

WHEREAS, this years' Keynote Speaker will be Jacque Reid, a celebrated journalist with more than fifteen years of broadcasting expertise in news, lifestyle, entertainment reporting and hosting; and

WHEREAS, Jacque has interviewed some of the most influential people of our generation, including Presidents Barack Obama and Bill Clinton; and

WHEREAS, Ms. Reid can be seen daily as a co-host on NBC 4 New York's much talked about celebrity and lifestyle show, "New York Live"; and

WHEREAS, the Greater Lansing Area Holiday Commission is also proud to welcome this years' special guest vocalist Joshua Rogers, the most recent winner of BET's highly successful reality singing competition, Sunday Best; and

WHEREAS, at only 18 years old, Joshua, a Greeleyville, South Carolina native rose to the top from over 20,000 contestants and captured the hearts of millions of gospel music lovers across the nation; and

WHEREAS, as one of the most anticipated events in the City of Lansing, the annual Martin Luther King, Jr. celebration brings people together and reminds us all to be tolerant, kind, and accepting of one another for our similarities and our differences; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council commends the Greater Lansing Area Holiday Commission for their continued dedication and service to our youth and residents of the City of Lansing and wishes them the best of luck on this uplifting celebration;

BE IT FURTHER RESOLVED that the City Council commemorates the efforts of Dr. Martin Luther King, Jr. and encourages all residents of the City of Lansing to share in Dr. King's dream and work toward justice, good will, and brotherhood for all people.

By Council Member Wood

Motion Carried

RESOLUTION #2012-276

BY COUNCIL MEMBER TINA HOUGHTON
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, consistent with past practice, Ward Council Members have been permitted to recommend the person to be appointed by City Council to the Board of Ethics from his or her ward; and

WHEREAS, the nominee has been vetted and meets the qualifications as required by the City Charter;

WHEREAS, Second Ward Council Member Tina Houghton recommends to the Lansing City Council that Jack Midgley fill the Second Ward position of the Board of Ethics;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, appoints Jack Midgley to the Second Ward position on the Board of Ethics.

By Council Member Houghton

Motion Carried

City Clerk Swope administered the Oath of Office to Mr. Midgley.

RESOLUTION #2012-277

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

RE: Act-8-12, 1821 Todd Ave. (PPN 33-01-01-21-383-022), Fire Station #5 Market for Sale

WHEREAS, the Lansing Fire Department requests that the City market Fire Station #5 for sale; and

WHEREAS, the property is zoned "DM-3" Residential District, and is located on the east side of Todd, between Smith and Mt. Hope Avenues; and

WHEREAS, the Planning Board reviewed the location, character, and extent of the proposed easement in accordance with its Act 33 Review procedures, and found that:

- the property is currently exempt from taxation,
- the station is no longer in use, and is considered surplus,
- no public purpose has been identified for which the property should be retained; and

WHEREAS, the Lansing Planning Board, at its meeting on September 4, 2012, voted unanimously (6-0) to recommend approval of Act-8-12, the marketing for sale of Fire Station #5 at 1821 Todd Ave.; and

WHEREAS, the Committee on Development and Planning has reviewed the report and recommendation of the Planning Board and concurs therewith; and

NOW THEREFORE BE IT RESOLVED, the Lansing City Council hereby approves Act-8-12, the marketing for sale of Fire Station #5 at 1821 Todd Ave. (PPN 33-01-01-21-383-022), legally described as:

LOTS 6 & 7 BLOCK 19 PARK PLACE

BE IT FURTHER RESOLVED that the marketing for sale should include a deed restriction that would restrict the property to "DM-3" Zoning;

BE IT FINALLY RESOLVED, that the administration, on behalf of the City, is hereby authorized to sign and execute all documents to complete these transactions, subject to prior approval as to content and form by the City Attorney.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-278

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Act-10-12, South St. - CN & Penn Line Properties.

WHEREAS, the City of Lansing desires to purchase three railroad properties that are located in the area of the South Street Public Service complex; and

WHEREAS, two properties are owned by Canadian National (CN) Railroad, and curve southwesterly from South Street, across Beech Street to the E-W railroad property, also owned by CN; and

WHEREAS, a third property, owned by Pennsylvania Line Railroad, is triangular in shape, and is located across South Street, north and east of the CN properties; and

WHEREAS, the properties are needed for a renovated Fleet Services

building, a new Recycle/Salt Storage Building, and a new Refuse Vehicle Storage Building; and

WHEREAS, the Planning Board, at its meeting on November 13, 2012, found, based on a review of the location, character, and extent of the Act-10-12 proposal, that the proposed acquisitions are necessary and appropriate to the efficient development and use of the Public Service complex and the construction of the Fleet Services Facility project; and

WHEREAS, the Board voted unanimously (6-0) to recommend approval of Act-10-12, the proposal to acquire the Canadian National properties, and negotiate the acquisition of the Pennsylvania Line property; and

WHEREAS, the Committee on Development and Planning has reviewed the report and recommendation of the Planning Board and concurs therewith;

NOW THEREFORE BE IT RESOLVED, the Lansing City Council hereby approves Act-10-12, and authorizes the acquisition of the two CN properties particularly described as:

PPN 33-01-01-21-286-011, ABAND R/W ACROSS LOTS 1, 2, 3 & 4; BLOCK 212 ORIG PLAT; and

PPN 33-01-01-21-285-011 ABAND R/W ACROSS LOT 4; BLOCK 211 ORIG PLAT,

for the total amount of: Four Thousand and 00/100 (\$4,000.00) Dollars, plus closing costs.

BE IT FURTHER RESOLVED, that the Mayor, on behalf of the City, is hereby authorized to sign and execute all documents to complete these two acquisitions, subject to prior approval as to content and form by the City Attorney.

BE IT FURTHER RESOLVED, that the Administration is hereby authorized to negotiate a purchase agreement with the Pennsylvania Line, and/or their assigns, for the property more particularly described as:

PPN 33-01-01-21-283-010, PART OF LOTS 4, 5 & 6 DESC AS COM 183.48 FT E OF SW COR LOT 6, TH E 113.52 FT TO SE COR LOT 6, N 136.82 FT, SW'LY 177.82 FT TO BEG; BLOCK 213 ORIG PLAT.

BE IT FINALLY RESOLVED, that the administration shall not complete the acquisition of said Pennsylvania Line property without first obtaining final City Council approval.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-279

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City, EJS Housing Partnership, a Michigan limited partnership (EJS), and EJS Capitol Commons Limited Dividend Housing Association Limited Partnership, a Michigan limited partnership, formally known as EJS/Capitol Commons Limited Partnership (EJS/Capitol Commons) entered into a UDAG Loan Agreement in 1981 whereby the City loaned to EJS and EJS/Capitol Commons \$935,000.00 at an annual interest rate of five percent (5%) on the principal to help finance the development of the 146 unit apartment complex known as Capitol Commons I (the "UDAG Loan Agreement"); and

WHEREAS, the City, EJS, and EJS/Capitol Commons also entered into a Loan Agreement dated May 26, 1981 (the "Loan Agreement"); and

WHEREAS, the City and Capitol Commons II Limited Dividend Housing Association Limited Partnership, a Michigan limited partnership ("Capitol

Commons II"), entered into the Capitol Commons II Loan Agreement dated April 23, 1987 and a Promissory Note notarized April 22, 1987

WHEREAS, in April 2004, the City subordinated the 1981 UDAG Loan Agreement to allow the refinancing of Capitol Commons I; and

WHEREAS, EJS and EJS/Capitol Commons has a commitment for refinancing from HUD that contemplates additional cash flow that will provide additional reserve funding so as to continue to maintain Capitol Commons I in good condition; and

WHEREAS, in order to obtain the refinancing for Capitol Commons I, it is a requirement that the City agree to re-subordinate the UDAG Loan Agreement and mortgage to the HUD refinancing; and

WHEREAS, all the HUD refinancing proceeds are to be used to pay off the existing mortgage and to fund repairs and reserve deposits for future repairs; and

WHEREAS, the City and Capitol Commons II are desirous of tolling the Capitol Commons II Loan Agreement and Promissory Note until December 31, 2015.

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves the subordination of the 1981 UDAG Loan Agreement and mortgage to the HUD-approved refinancing for Capitol Commons I, upon a waiver of any existing defense to the payment obligations of the UDAG Loan Agreement and Loan Agreement, including but not limited to, the statute of limitations, laches, and estoppel.

BE IT FURTHER RESOLVED that the City Council approves entry into a tolling agreement, extending the obligation to repay the Capitol Commons II Loan Agreement and Promissory Note until December 31, 2015.

BE IT FINALLY RESOLVED, that the Mayor is authorized on behalf of the City to sign all necessary documents subject to the prior approval as to content and form by the City Attorney.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-280

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

A Resolution in support of commitment and cooperation with the Michigan Main Street Program in becoming a Select Main Street Community

Whereas, Downtown is vital to our community's identity and quality of life;

Whereas, the Lansing Principal Shopping District was established in 2006 to provide maintenance, marketing, business recruitment services, and host special events in the downtown area; and

Whereas, the Lansing Principal Shopping District began participation in the Michigan Main Street program at the Associate Level in 2008; and

Whereas, the Lansing Principal Shopping District is committed to creating a thriving world-class capital city by making our downtown and surrounding neighborhoods united, vibrant, economically strong and culturally dynamic through promotions, design, business development and organization; and

Whereas, It is the City's intent to work on the continued improvement, revitalization and development of the community by improving pedestrian access and enhancing the areas aesthetics; and

Whereas, The Michigan Main Street Center @ MSHDA, formed in 2003, provides consulting services to up to three communities that commit to the Main Street Four Point Approach (Design, Organization, Promotion

and Economic restructuring) to strengthen commercial activity and improve buildings in a community's downtown; and

Whereas, The Main Street Approach to downtown revitalization has generated community-wide interest and support; and

Whereas, the City will apply to become a Michigan Main Street community and a local Main Street organization will be formed to stimulate economic development and historic preservation of the downtown, thereby lessening the burden of local government; and

Whereas, the Lansing Principal Shopping District recognizes its commitment to provide financial support to the local Main Street organization when established;

Now, Therefore be it resolved as follows:

1. The Community and its Local Main Street Program agree to these minimum participation standards set forth by the MMSC @ MSHDA including a full-time program director, active board of directors and committees, adequate funding and participation at required trainings and services.
2. The Community and its local Main Street Program will strive to meet the Ten Standards of Performance set by the National Trust for Historic Preservation's National Main Street Center.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-250

BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

PUBLIC IMPROVEMENT V

WHEREAS, it was deemed to be a public necessity to construct Sidewalk in the areas described below, and

WHEREAS, the construction of PS #01092, known as the 2008 New Sidewalk Construction Project, has been completed, and

WHEREAS, there have been no changes to the assessment roll as ratified by City Council,

WHEREAS, the benefitted properties are as follows:

PROPERTY BENEFITTED: Sidewalk: Along the north side of Edgewood Blvd. from 200 E. Edgewood to S. ML King Jr. Blvd.

Also, along the east side of S. ML King Jr. Blvd. from Edgewood to Miller,

Also along the south side of Miller Rd. from S. Pennsylvania Ave. to Beechfield,

Also along the west side of North Larch in front of Otto School and 2115 N. Larch Street,

And also Parcel 33-01-01-04-477-033, known as 2115 N. Larch St.,

Excepting all public streets and alleys and other land deemed not benefitted.

ROLL BOOK	ESTIMATED COST	ACTUAL COST	DIFFERENCE
2008 New Sidewalk Construction	\$69,141.19	\$69,141.19	\$0.00

RESOLVED, by the City Council of the City of Lansing, that the supplementary Special Assessment Roll B090, Public Service # 01092, known as 2008 New Sidewalk Construction Project, as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to adjust the assessments of all persons who

have paid said tax as originally assessed to pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll 90 days after approval.

By Council Member Yorko to amend the resolution by substitution

Motion Carried

The question being adoption of the resolution

Motion Carried

RESOLUTION #2012-281

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, it is proposed that a claim be resolved by virtue of entering into a settlement agreement with claimant WC9002648001, in which, the City of Lansing would agree to pay Plaintiff the sum of Twenty Two Thousand Dollars (\$22,000) in exchange for a complete redemption and release of the City from any past, present, and future liability regarding any alleged injuries/illnesses whatsoever;

WHEREAS, the proposed settlement is recommended by the Mayor, the Department of Human Resources, the City of Lansing's Fund Administrator, and the City Attorney;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby approve payment of Twenty Two Thousand Dollars (\$22,000) pursuant to said proposed settlement agreement as a full and final settlement of said action.

BE IT FINALLY RESOLVED that the Law Department is authorized to prepare and execute the requisite documents to complete settlement of the aforementioned lawsuit.

By Council Member Robinson

Motion Carried

ORDINANCES FOR PASSAGE

An ordinance of the City of Lansing, Michigan, to repeal Chapter 1615 – Fireworks Ordinance of the Lansing Codified Ordinances and replace it with a new Chapter 1615 prohibiting the use of consumer fireworks without a license on any day other than the day preceding, the day of, and the day after a national holiday; and requiring a license for the use of agricultural and wildlife fireworks, articles pyrotechnic, display fireworks, special effects, or consumer fireworks.

Was read a second time by its title and adopted by the following roll call vote:

Yeas: Council Members Houghton, Jeffries, Robinson, Washington, Wood, Yorko

Nays: None

By Council Member Wood

THAT THIS ORDINANCE, BEING NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, HEALTH, OR SAFETY SHALL TAKE EFFECT UPON ITS PUBLICATION

Motion Carried

ORDINANCE #1182

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO REPEAL CHAPTER 1615 – FIREWORKS ORDINANCE OF THE LANSING CODIFIED ORDINANCES AND REPLACE IT WITH A NEW

CHAPTER 1615 PROHIBITING THE USE OF CONSUMER FIREWORKS WITHOUT A LICENSE ON ANY DAY OTHER THAN THE DAY PRECEDING, THE DAY OF, AND THE DAY AFTER A NATIONAL HOLIDAY; AND REQUIRING A LICENSE FOR THE USE OF AGRICULTURAL AND WILDLIFE FIREWORKS, ARTICLES PYROTECHNIC, DISPLAY FIREWORKS, SPECIAL EFFECTS, OR CONSUMER FIREWORKS.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 1615 of the Codified Ordinances of the City of Lansing, Michigan, be and is hereby repealed and replaced, to read as follows:

CHAPTER 1615 – FIREWORKS ORDINANCE

1615.01. – DEFINITIONS

FOR PURPOSES OF THIS CHAPTER, ANY TERM DEFINED BY THE MICHIGAN FIREWORKS SAFETY ACT, MCL 28.451 *ET SEQ.*, HAS THE DEFINITION GIVEN IN THAT ACT. THE CITY PRESUMES THAT THE MICHIGAN FIREWORKS SAFETY ACT USES THE TERMS "AGRICULTURAL OR WILDLIFE FIREWORKS" AND "AGRICULTURAL AND WILDLIFE FIREWORKS" INTERCHANGEABLY. THE CITY FURTHER PRESUMES THAT THE MICHIGAN FIREWORKS SAFETY ACT USES THE TERMS "SPECIAL EFFECTS MANUFACTURED FOR OUTDOOR PEST CONTROL OR AGRICULTURAL PURPOSES" AND "SPECIAL EFFECTS" INTERCHANGEABLY.

1615.02. – PROHIBITIONS

(a) FIREWORKS SHALL NOT BE MANUFACTURED IN THE CITY.

(b) CONSUMER FIREWORKS SHALL NOT BE USED IN THE CITY WITHOUT A LICENSE EXCEPT ON ANY DAY ON WHICH STATE LAW PREEMPTS LOCAL REGULATION OF THE USE OF CONSUMER FIREWORKS.

1615.03. – DISPLAY LICENSES

(a) NO PERSON SHALL USE OR CONDUCT A DISPLAY OF AGRICULTURAL AND WILDLIFE FIREWORKS, ARTICLES PYROTECHNIC, DISPLAY FIREWORKS, SPECIAL EFFECTS, OR CONSUMER FIREWORKS WITHOUT OBTAINING A LICENSE TO DO SO. HOWEVER, CONSUMER FIREWORKS MAY BE USED ON ANY DAY ON WHICH STATE LAW PREEMPTS LOCAL REGULATION OF THE USE OF CONSUMER FIREWORKS.

(b) COUNCIL SHALL ESTABLISH, BY RESOLUTION, A FEE FOR LICENSES ISSUED UNDER THIS SECTION.

(c) APPLICATION FOR A LICENSE REQUIRED BY THIS SECTION SHALL BE MADE IN WRITING TO THE CITY CLERK AT LEAST 30 BUSINESS DAYS BEFORE THE PROPOSED DATE OF THE USE OR DISPLAY UNLESS APPLICATION WITHIN A SHORTER PERIOD OF TIME IS APPROVED BY THE FIRE MARSHAL. THE APPLICATION SHALL INCLUDE THE FOLLOWING:

(1) A NONREFUNDABLE LICENSE FEE IN THE AMOUNT SET BY COUNCIL RESOLUTION;

(2) PROOF OF AN INSURANCE POLICY NAMING THE CITY AS AN ADDITIONAL INSURED PARTY AND COVERING DAMAGES ARISING OUT OF THE LICENSED ACTIVITIES IN THE AMOUNT OF \$1 MILLION EACH FOR PROPERTY DAMAGE AND PERSONAL INJURY;

(3) IF THE APPLICANT IS NOT A RESIDENT OF THE STATE OF MICHIGAN, WRITTEN APPOINTMENT OF A RESIDENT AGENT UPON WHOM ALL PROCESS IN AN ACTION AGAINST THE APPLICANT MAY BE SERVED.

(d) THE APPLICATION SHALL BE MADE ON FORMS PROVIDED BY THE STATE DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS. HOWEVER, IF THE STATE DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS DOES NOT PROVIDE ANY SUCH FORMS, THE CITY CLERK MAY DEVELOP AND REQUIRE SUBMISSION OF AN APPLICATION THAT CONTAINS ALL OF THE FOLLOWING:

(1) THE APPLICANT'S NAME, ADDRESS, PHONE NUMBER, AND EMAIL ADDRESS;

(2) THE NAME OF EACH INDIVIDUAL WHO WILL OPERATE A DISPLAY, THEIR AGES, DESCRIPTIONS OF THEIR RELEVANT EXPERIENCE, AND COPIES OF THEIR STATE-ISSUED IDENTIFICATIONS;

(3) THE PROPOSED DATE, TIME, AND LOCATION OF THE USE OR DISPLAY;

(4) A DESCRIPTION OF THE TYPE AND QUANTITY OF AGRICULTURAL AND WILDLIFE FIREWORKS, ARTICLES PYROTECHNIC, DISPLAY FIREWORKS, SPECIAL EFFECTS, AND CONSUMER FIREWORKS TO BE USED IN THE DISPLAY;

(5) THE MANNER AND LOCATION OF THE STORAGE OF THE AGRICULTURAL AND WILDLIFE FIREWORKS, ARTICLES PYROTECHNIC, DISPLAY FIREWORKS, SPECIAL EFFECTS, AND CONSUMER FIREWORKS PRIOR TO THE USE OR DISPLAY;

(6) DISCLOSURE OF ANY CONVICTION FOR OR GUILTY PLEA TO A VIOLATION OF ANY FEDERAL, STATE, OR LOCAL LAW REGULATING THE SALE, USE, OR POSSESSION OF AGRICULTURAL AND WILDLIFE FIREWORKS, ARTICLES PYROTECHNIC, DISPLAY FIREWORKS, SPECIAL EFFECTS, OR CONSUMER FIREWORKS BY THE APPLICANT, ANY PERSON WITH AN OWNERSHIP INTEREST IN THE APPLICANT, OR ANY INDIVIDUAL WHO WILL OPERATE A DISPLAY;

(7) AN AFFIDAVIT THAT NEITHER THE APPLICANT NOR ANY PERSON WITH AN OWNERSHIP INTEREST IN THE APPLICANT IS IN DEFAULT TO THE CITY;

(8) ANY OTHER ITEM OR INFORMATION DEEMED NECESSARY BY THE CITY CLERK, THE FIRE MARSHAL, THE CITY ATTORNEY, OR THE POLICE DEPARTMENT TO COMPLETE AN INVESTIGATION OF THE APPLICATION.

(e) THE CITY CLERK SHALL REFER THE APPLICATION TO THE CITY ATTORNEY, THE FIRE MARSHAL, THE POLICE DEPARTMENT, AND THE CITY TREASURER FOR APPROVAL.

(f) BEFORE APPROVING THE APPLICATION, THE FIRE MARSHAL SHALL:

(1) INSPECT THE LOCATION OF THE PROPOSED USE OR DISPLAY TO CONFIRM THAT IT IS A SAFE AND PROPER LOCATION;

(2) CONFIRM THAT THE TIME AND ALL OTHER ASPECTS OF THE USE OR DISPLAY ARE ADEQUATE TO ENSURE THE SAFETY OF PERSONS AND PROPERTY AND ARE OTHERWISE IN ACCORDANCE WITH NFPA 1123 AND NFPA 1126;

(3) EXAMINE THE AGRICULTURAL AND WILDLIFE FIREWORKS, ARTICLES PYROTECHNIC, DISPLAY FIREWORKS, SPECIAL EFFECTS, AND CONSUMER FIREWORKS PROPOSED TO BE USED;

(4) CONFIRM THAT THE APPLICANT IS NOT UNDER THE AGE OF 18 AND THAT ANY PERSON WHO WILL OPERATE A DISPLAY IS NOT UNDER THE AGE OF 18 AND IS OTHERWISE COMPETENT TO OPERATE A DISPLAY IN A SAFE MANNER.

(g) THE FIRE MARSHAL MAY IMPOSE ADDITIONAL REASONABLE LIMITATIONS OR REQUIREMENTS ON THE LICENSE TO SATISFY THE REQUIREMENTS OF NFPA 1123 AND NFPA 1126.

(h) IF EVERY PERSON AND DEPARTMENT LISTED IN SUBSECTION (d) APPROVES THE APPLICATION IN WRITING, THE APPLICATION SHALL BE REFERRED TO CITY COUNCIL FOR APPROVAL.

(i) THE FIRE MARSHAL OR HIS OR HER DESIGNEE MAY BE PRESENT AT ANY USE OR DISPLAY FOR WHICH THIS SECTION REQUIRES A LICENSE AND MAY TERMINATE ANY USE OR DISPLAY THAT (1) IS NOT CONDUCTED IN STRICT COMPLIANCE WITH ANY REPRESENTATION MADE ON THE LICENSE APPLICATION OR ANY PROVISION OF THE LICENSE; OR (2) IS OTHERWISE UNSAFE.

(j) NO LICENSE ISSUED UNDER THIS SECTION MAY BE TRANSFERRED TO ANY OTHER PERSON.

(k) A LICENSEE SHALL REPORT ANY CHANGE IN THE INFORMATION REQUIRED TO BE CONTAINED ON AN APPLICATION TO THE CITY CLERK, BUT NO SUCH CHANGES MAY BE MADE WITHIN ONE BUSINESS DAY OF THE DATE FOR WHICH THE LICENSE WAS ISSUED UNLESS THE FIRE MARSHAL OR HIS OR HER DESIGNEE CONSENTS. THE CITY CLERK SHALL FORWARD ANY INFORMATION RECEIVED PURSUANT TO THIS SUBSECTION TO THE CITY ATTORNEY, THE FIRE MARSHAL, AND THE POLICE DEPARTMENT.

(l) A LICENSE ISSUED PURSUANT TO THIS SECTION MAY BE DENIED ON ANY OF THE FOLLOWING BASES:

(1) COMMISSION OF FRAUD OR MISREPRESENTATION OR THE MAKING OF A FALSE STATEMENT DURING THE APPLICATION PROCESS;

(2) A CONVICTION FOR OR GUILTY PLEA TO ANY FEDERAL, STATE, OR LOCAL LAW REGULATING THE SALE, USE, OR POSSESSION OF AGRICULTURAL AND WILDLIFE FIREWORKS, ARTICLES PYROTECHNIC, DISPLAY FIREWORKS, SPECIAL EFFECTS, OR CONSUMER FIREWORKS BY THE APPLICANT, ANY PERSON WITH AN OWNERSHIP INTEREST IN THE APPLICANT, OR ANY PERSON WHO WILL OPERATE A DISPLAY;

(3) A DEFAULT TO THE CITY OF THE APPLICANT OR ANY PERSON WITH AN OWNERSHIP INTEREST IN THE APPLICANT.

1615.04. – ENFORCEMENT

THE FIRE MARSHAL AND ALL FIRE INSPECTORS ARE AUTHORIZED TO ENFORCE THIS CHAPTER AND ISSUE CITATIONS FOR VIOLATIONS OF THIS CHAPTER.

1615.05. – STORAGE COSTS

THE CITY MAY SEEK TO RECOVER THE ACTUAL COSTS OF STORAGE AND DISPOSAL OF FIREWORKS IT SEIZES PURSUANT TO THE MICHIGAN FIREWORKS SAFETY ACT.

1615.06. – PENALTY

UNLESS OTHERWISE PROVIDED BY LAW, ANY PERSON WHO VIOLATES ANY PROVISION OF THIS CHAPTER OR A PROVISION OF ANY LICENSE ISSUED UNDER THIS CHAPTER IS RESPONSIBLE FOR A MUNICIPAL CIVIL INFRACTION AND SUBJECT TO A FINE NOT EXCEEDING \$500, PLUS COSTS OF PROSECUTION, FOR EACH VIOLATION.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions hereof are hereby repealed.

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof other than the part so declared to be invalid.

Section 4. This ordinance shall take effect on the 30th day after enactment, unless given immediate effect by City Council.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Robinson that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

- Reports from City Officers, Boards and Commissions:
 - a. Letter(s) from the Mayor re:
 - i. Appointment of Chad Powers to the Building Board of Appeals for a Citizen Representative Term to Expire June 30, 2014
REFERRED TO THE COMMITTEE ON PUBLIC SAFETY
 - ii. Appointment of Glen Hills to the Lansing Entertainment and Public Facilities Authority Board as the City Market Vendor for a Term to Expire June 30, 2013
REFERRED TO THE COMMITTEE ON PUBLIC SERVICES
 - iii. LATE ITEM - 457 Deferred Compensation Plan Amendments
REFERRED TO THE COMMITTEE ON WAYS AND MEANS
- Communications and Petitions and Other City Related Matters:
 - a. Affidavit of Disclosure submitted by Brad St. Aubin of the Lansing Police Department
REFERRED TO THE BOARD OF ETHICS

MOTION OF EXCUSED ABSENCE

By Council Member Robinson to excuse Council Members Dunbar and Quinney from tonight's proceedings.

REMARKS BY COUNCIL MEMBERS

Council Member Wood announced the No Senior Without a Christmas event and volunteer opportunities.

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS:

Frank S. Curtis X spoke about various City matters.

Michael Mercer of Holt spoke about various City matters.

Rina Risper spoke about the Niowave "pole barn."

Wendell Hill spoke about the Niowave "pole barn."

Richard Lott spoke about the Niowave "pole barn."

Julie Tubbs-Lott spoke about the Niowave "pole barn."

Mark Hahn spoke about the Niowave "pole barn."

Paul des Lauriers spoke about the Niowave "pole barn."

Penny Gardner spoke about the Niowave "pole barn."

Marilyn Sue Bowen spoke about the Niowave "pole barn."

Mary Elaine Kiener spoke about the Niowave "pole barn."

ADJOURNED TIME 8:22 P.M.

CHRIS SWOPE, CITY CLERK



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF DECEMBER 17, 2012**

the City's bond rating. He wished everyone a safe and happy holiday season.

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Jeffries

PRESENT: Council Members Houghton, Jeffries, Quinney, Robinson, Washington, Wood, Yorko

ABSENT: Council Member Dunbar (arrived at 7:02)

Council Member Wood asked people to remember Pastor Zedie Tyner who recently passed away, during the moment of Meditation. Council Member Jeffries asked people to remember the victims of the Newtown, CT massacre, during the moment of Meditation. The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries.

Council Member Dunbar arrived at 7:02

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunbar

To approve the printed Council Proceedings of October 29, November 5, 15, and 19, 2012

Motion carried

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS**

Council Member Washington announced there would be no 1st Saturday meeting in January.

Council Member Robinson inquired of the administration if there could be an additional lawn bag collection.

Council Member Wood announced a Prayer Vigil for the victims in Newtown, CT. She announced the Bright and Gay Cabaret's Christmas choral event.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak

MAYOR'S COMMENTS

Executive Assistant to Mayor Bernero, Randy Hannan, spoke about the recent Mobile Food Pantry and thanked those involved. He spoke about the rally to oppose the "right-to-work-for-less" law and thanked City employees who made things run smoothly. He spoke about legislation phasing out the Personal Property Tax. He announced positive news on

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

1. In consideration of SLU- 22012; 221 N. Pine St., Parking Lot, a request from Michigan Retailers Association to construct a surface parking lot at 221 N. Pine St.

Council Member Quinney gave an overview of the SLU request.

Clerk Swope acknowledged a written communication from Stephanie Whitbeck in opposition to SLU- 22012 which will be part of the Public Hearing record.

Stephanie Whitbeck spoke in opposition to SLU-2-2012.

Jim Hallan of the Michigan Retailers Association spoke in support of SLU- 2-2012.

REFERRAL OF PUBLIC HEARINGS

1. In consideration of SLU- 22012; 221 N. Pine St., Parking Lot, a request from Michigan Retailers Association to construct a surface parking lot at 221 N. Pine St.

RECEIVED AND PLACED ON FILE

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #2012-282

BY COUNCIL MEMBERS DUNBAR, HOUGHTON, JEFFRIES,
QUINNEY, ROBINSON, WASHINGTON, WOOD, AND YORKO

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Andrea M. Rodriguez is a Lansing resident whose work with Latino students has provided a local pool of future business and academic leadership in Michigan; and

WHEREAS, her work with several generations of these students can be seen through the presence of Lansing School District alumni as young teachers in its schools and universities; and

WHEREAS, Ms. Rodriguez took advantage of after school/out-of-school programs to promote the athletic, arts and educational interests of young students in the local area; and

WHEREAS, her work has not been limited to K-8 students but has included women in the greater Lansing area and statewide; and

WHEREAS, Ms. Rodriguez is the co-founder of Women In Network which first appeared in the 1980's and was reconstituted in 2010; and

WHEREAS, Ms. Rodriguez was the architect of the Latina Agenda symposium, which partnered with the Annual MSU Dia de la Mujer Conference; and

WHEREAS, the symposium targeted issues critical to the advancement of the Latina community and their families; and

WHEREAS, Ms. Rodriguez has actively participated in several other areas that have focused on community advancement for the mainstream as well as Latino population.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to thank Ms. Andrea M. Rodriguez for her many acts of service to the Latina community of the greater Lansing area and for providing for many a means to a successful future. We wish also to congratulate her on receiving an award at the 30th Annual Hispanic Christmas Symposium.

By Council Member Wood

Motion Carried

RESOLUTION #2012-283

BY COUNCIL MEMBERS DUNBAR, HOUGHTON, JEFFRIES, QUINNEY, ROBINSON, WASHINGTON, WOOD, AND YORKO

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Dr. Peter Cooke has served as Medical Director and the most consistent primary care provider at the Cristo Rey Family Health Clinic for 16 years; and

WHEREAS, Dr. Cooke works with patients of all ethnic and racial backgrounds; and has been sought out by many patients and received patient referrals from area agencies because of his fluency in Spanish; and

WHEREAS, Dr. Cooke understands the cultural needs of his Hispanic patients and is a Civil Surgeon who provides immigration and change of visa physicals; and

WHEREAS, Dr. Cooke is well known for always treating his staff with the utmost respect, fairness, and kindness; and he chooses to lead by example and is extremely dedicated not only to his staff but to his patients and his community at large; and

WHEREAS, in his 16 years at Cristo Rey, not only has Dr. Cooke received a raise, he has taken pay cuts to help with budget deficits; and

WHEREAS, Dr. Cooke enjoys teaching and has developed a reputation as an excellent mentor; and

WHEREAS, Dr. Cooke consistently supervises medical and nurse practitioner students; and

WHEREAS, Dr. Cooke has worked with medical students from all over the world to help them gain primary care experience and help them in their search for residency programs; and

WHEREAS, Dr. Cooke allows students to job shadow, helps them navigate academics, and educates students on the unique needs and challenges of the population he serves; and

WHEREAS, Dr. Cooke and his wife, also a physician, have three children; and they have assisted many young adults in their pursuit of education and continue to do so.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to thank Dr. Cooke for his continued unwavering service to patients and students in the Lansing community and to

congratulate him for his award at the 30th Annual Hispanic Christmas Symposium.

By Council Member Wood

Motion Carried

RESOLUTION #2012-284

BY THE COMMITTEE OF DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

SLU-2-2012

Parking Lot in the "D-1" Professional Office District
221 N. Pine Street

WHEREAS, the applicant, Michigan Retailers Association, has requested a Special Land Use permit (SLU-12-2012) to construct a parking lot at 221 N. Pine Street; and

WHEREAS, the property is zoned "D-1" Professional Office District, where parking lots are permitted subject to obtaining a special land use permit; and

WHEREAS, a review was completed by staff evaluating the character, location and impact this proposal would have on the surrounding area and the impact on the environment, utilities, services and compliance with the Zoning Code and objectives of the Comprehensive Plan; and

WHEREAS, the Planning Board held a public hearing on April 13, 2012, at which the applicant's representative spoke in favor of SLU-2-2012 and one area resident expressed concerns about the request; and

WHEREAS, the Planning Board, at its April 17, 2012 meeting, voted (5-0) to recommend approval of SLU-2-2012 to permit a parking lot at 221 N. Pine Street.

WHEREAS, the City Council held a public hearing regarding SLU-2-2012 on December 10, 2012; and

WHEREAS, the Committee on Development and Planning has reviewed the report and recommendation of the Planning Board and concurs therewith; and

NOW THEREFORE BE IT RESOLVED that the Lansing City Council hereby approves SLU-2-2012 to construct a parking lot at 221 N. Pine Street.

BE IT FURTHER RESOLVED that this Special Land Use permit shall remain in effect only so long as the petitioner fully complies with this resolution, and if the petitioner fails to comply, the Special Land Use permit may be terminated by City Council Resolution.

BE IT FINALLY RESOLVED that in granting this request, the City Council determines the following:

1. The proposed parking lot is compatible with the essential character of the surrounding area, as designed.
2. The proposed parking lot will not change the essential character of the surrounding area.
3. The proposed parking lot will not interfere with the general enjoyment of adjacent properties.
4. The proposed parking lot will not impact adjacent properties as it will not be detrimental to the use or character of the property under consideration.
5. The proposed parking lot will not impact the health, safety and welfare of persons or property in the surrounding area.
6. The proposed parking lot can be adequately served by essential public facilities and services.
7. The proposed parking lot will not place any demands on public services and facilities in excess of current capacities.

8. The proposed parking lot is consistent with the intent and purposes of the Zoning Code and the Master Plan.
9. The proposed parking lot will comply with the requirements of the "D-1" Professional Office District.

By Council Member Quinney

Motion Carried by the following Roll Call vote:

Yeas: Council Members Dunbar, Houghton, Jeffries, Quinney,
Robinson, Washington, Wood
Nays: Council Member Yorko

RESOLUTION #2012-285

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Davis Construction, contractor for the Michigan Department of Transportation, has requested a waiver of the noise ordinance to permit bridge construction work on the Clemens Street bridge over I-496 on weekdays from 6:00 p.m. to 8:00 a.m. and weekends from Friday at 9:00 p.m. to Monday and 6:00 a.m. to minimize inconvenience to the public and expedite the project;

WHEREAS, Section 654.11 of the Codified Ordinances requires that a public hearing be held at a regularly scheduled Council meeting and that residents within 300 feet of the real property boundary line be given notice of the applications thirty days in advance of the hearing;

WHEREAS, Notice was mailed to property owners and occupants within 300 feet of the work area on Friday, December 14, 2012.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council sets a hearing for this noise ordinance waiver request on Monday, January 14, 2013 at 7:00 p.m. in the City Council Chambers, Tenth Floor, City Hall, 124 West Michigan Avenue, Lansing, Michigan, to receive public comment on and to consider.

By Council Member Houghton

Motion Carried

RESOLUTION #2012-286

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Pension Protection Act of 2006 ("PPA"), the Heroes Earning Assistance Relief Act of 2008 ("HEART Act") and Worker, Retiree, and Employer Recovery Act of 2008 ("WRERA") require amendment to the City's 457 Deferred Compensation Plan (the "Plan") on or before December 31, 2012, to comply with the respective acts; and

WHEREAS, the proposed Third and Fourth Amendments (collectively, the "Amendments") to the Plan have been presented by the City Attorney and will make the changes to the Plan as required;

NOW, THEREFORE, BE IT RESOLVED that the City, as Employer, hereby adopts the Third Amendment and amends the City of Lansing 457 Deferred Compensation Plan as follows, with the effective date being the date of this resolution unless otherwise set forth below:

THIRD AMENDMENT TO THE
CITY OF LANSING 457 DEFERRED COMPENSATION PLAN
FOR PENSION PROTECTION ACT OF 2006
AND OTHER LAW CHANGES

ARTICLE I
PREAMBLE

- 1.1 Adoption and effective date of Amendment. The Employer adopts this Amendment to the Plan to reflect recent law changes.

This Amendment is effective as indicated below for the respective provisions.

1.2 Superseding of inconsistent provisions. This Amendment supersedes the provisions of the Plan to the extent those provisions are inconsistent with the provisions of this Amendment.

1.3 Employer's election. The Employer adopts all Articles of this Amendment, except those Articles which the Employer specifically elects not to adopt.

1.4 Construction. Any "Section" reference in this Amendment refers only to this Amendment, and is not a reference to the Plan. The Article and Section numbering in this Amendment is solely for purposes of this Amendment, and does not relate to the Plan article, section or other numbering designations.

ARTICLE II
DEFINITION OF UNFORESEEABLE EMERGENCY

2.1 Application. Effective for taxable years beginning after December 31, 2001, this Article II applies only if the Plan permits a distribution to a Participant on account of an unforeseeable emergency.

2.2 Definition of unforeseeable emergency. An unforeseeable emergency is a severe financial hardship of a Participant or Beneficiary resulting from: (1) illness or accident of the Participant, the Participant's Beneficiary, or the Participant's or Beneficiary's spouse or dependent (as defined in Code §152, and, for taxable years beginning on or after January 1, 2005, without regard to Code §152(b)(1), (b)(2), and (d)(1)(B)); (2) loss of the Participant's or Beneficiary's property due to casualty; (3) the need to pay for the funeral expenses of the Participant's or Beneficiary's spouse or dependent (as defined in Code §152, and, for taxable years beginning on or after January 1, 2005, without regard to Code §152(b)(1), (b)(2), and (d)(1)(B)); or (4) other similar extraordinary and unforeseeable circumstances arising from events beyond the Participant's or Beneficiary's control.

2.3 Definition of Beneficiary. The Participant's Beneficiary is a person who a Participant designates and who is or may become entitled to a Participant's Plan account upon the Participant's death.

ARTICLE III
DEFERRALS FROM POST-SEVERANCE COMPENSATION

3.1 Post-severance deferrals limited to Post-Severance Compensation. For taxable years beginning after December 31, 2001, deferrals are permitted from an amount received following Severance from Employment only if the amount is Post-Severance Compensation as defined in Section 3.2.

3.2 Post-Severance Compensation defined. Post-Severance Compensation for purposes of this Article III includes the amounts described in (a) and (b) below, paid after a Participant's Severance from Employment with the Employer, but only to the extent such amounts are paid by the later of 2½ months after Severance from Employment or the end of the calendar year that includes the date of such Severance from Employment.

(a) Regular pay. Post-Severance Compensation includes regular pay after Severance of Employment if: (i) the payment is regular compensation for services during the Participant's regular working hours, or compensation for services outside the Participant's regular working hours (such as overtime or shift differential), commissions, bonuses, or other similar payments; and (ii) the payment would have been paid to the Participant prior to a Severance from Employment if the Participant had continued in employment with the Employer.

(b) Leave cashouts and deferred compensation. Post-Severance

Compensation includes leave cashouts if those amounts would have been included in the definition of Compensation if they were paid prior to the Participant's Severance from Employment, and the amounts are payment for unused accrued bona fide sick, vacation, or other leave, but only if the Participant would have been able to use the leave if employment had continued. In addition, Post-Severance Compensation includes payments of deferred compensation if the compensation would have been included in the definition of Compensation if it had been paid prior to the Participant's Severance from Employment, and the compensation is received pursuant to a nonqualified unfunded deferred compensation plan, but only if the payment would have been paid at the same time if the Participant had continued in employment with the Employer and only to the extent that the payment is includible in the Participant's gross income.

(c) Salary continuation payments for military service Participants. Post-Severance Compensation does not include payments to an individual who does not currently perform services for the Employer by reason of Qualified Military Service (as described in Code §414(u)(1)) to the extent those payments do not exceed the amounts the individual would have received if the individual had continued to perform services for the Employer rather than entering Qualified Military Service.

(d) Salary continuation payments for disabled Participants. Post-Severance does not include Compensation paid to a Participant who is permanently and totally disabled (as defined in Code §22(e)(3)).

3.3 Limitation on Post-Severance Compensation. Any payment of Compensation paid after Severance of Employment that is not described in Section 3.2(a), (b), (c) or (d) above is not Post-Severance Compensation, even if payment is made by the later of 2½ months after Severance from Employment or by the end of the calendar year that includes the date of such Severance of Employment.

ARTICLE IV QUALIFIED DOMESTIC RELATIONS ORDERS

4.1 Permissible QDROs. Effective April 6, 2007, a domestic relations order that otherwise satisfies the requirements for a qualified domestic relations order ("QDRO") will not fail to be a QDRO: (i) solely because the order is issued after, or revises, another domestic relations order or QDRO; or (ii) solely because of the time at which the order is issued, including issuance after the annuity starting date or after the Participant's death.

4.2 Other QDRO requirements apply. A domestic relations order described in Section 4.1 is subject to the same requirements and protections that apply to QDROs.

ARTICLE V PARTICIPANT DISTRIBUTION NOTIFICATION

5.1 180-day notification period. For any distribution notice issued in plan years beginning after December 31, 2006, any reference to the 90-day maximum notice period prior to distribution in applying the notice requirements of Code §402(f) (the rollover notice relating to an eligible rollover distribution), means 180 days.

ARTICLE VI DIRECT ROLLOVER OF NON-SPOUSE BENEFICIARY DISTRIBUTION

6.1 Non-spouse beneficiary rollover right. For distributions in plan years beginning after December 31, 2006, a non-spouse beneficiary who is a "designated beneficiary" under Code §401(a)(9)(E) and the regulations thereunder, by a direct trustee-to-trustee transfer ("direct rollover"), may roll over all or any portion of his or her distribution to an individual retirement account ("IRA") the beneficiary establishes

for purposes of receiving the distribution. In order to be able to roll over the distribution, the distribution otherwise must satisfy the definition of an eligible rollover distribution.

6.2 Certain requirements not applicable. Although a non-spouse beneficiary may roll over directly a distribution as provided in Section 6.1, any distribution made prior to the first day of the first plan year beginning after December 31, 2009, is not subject to the direct rollover requirements of Code §401(a)(31) (including Code §401(a)(31)(B), the notice requirements of Code §402(f) or the mandatory withholding requirements of Code §3405(c)). If a non-spouse beneficiary receives a distribution from the Plan, the distribution is not eligible for a "60-day" rollover.

6.3 Trust beneficiary. If the Participant's named beneficiary is a trust, the Plan may make a direct rollover to an individual retirement account on behalf of the trust, provided the trust satisfies the requirements to be a designated beneficiary within the meaning of Code §401(a)(9)(E).

6.4 Required minimum distributions not eligible for rollover. A non-spouse beneficiary may not roll over an amount which is a required minimum distribution, as determined under applicable Treasury regulations and other Revenue Service guidance. If the Participant dies before his or her required beginning date and the non-spouse beneficiary rolls over to an IRA the maximum amount eligible for rollover, the beneficiary may elect to use either the 5-year rule or the life expectancy rule, pursuant to Treas. Reg. §1.401(a)(9)-3, A-4(c), in determining the required minimum distributions from the IRA that receives the non-spouse beneficiary's distribution.

ARTICLE VII HEALTH AND LONG-TERM CARE INSURANCE DISTRIBUTIONS

7.1 Election to deduct from distribution. For distributions in taxable years beginning after December 31, 2006, an Eligible Retired Public Safety Officer may elect annually for that taxable year to have the Plan deduct an amount from a distribution which the Eligible Retired Public Safety Officer otherwise would receive and include in income. The plan will pay such deducted amounts directly to the provider as described in Section 7.2, to pay qualified health insurance premiums.

7.2 Direct payment. The Plan will pay directly to the provider of the accident or health plan or qualified long-term care insurance contract the amounts the Eligible Retired Public Safety Officer has elected to have deducted from the distribution. Such amounts may not exceed the lesser of \$3,000 or the amount the Participant paid for such taxable year for qualified health insurance premiums, and which otherwise complies with Code §402(l).

7.3 Definitions.

(a) Eligible retired public safety officer. An "Eligible Retired Public Safety Officer" is an individual who, by reason of disability or attainment of normal retirement age, is separated from service as a Public Safety Officer with the Employer.

(b) Public safety officer. A "Public Safety Officer" has the same meaning as in Section 1204(9)(A) of the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. 3796b(9)(A)).

(c) Qualified health insurance premiums. The term "qualified health insurance premiums" means premiums for coverage for the Eligible Retired Public Safety Officer, his/her spouse, and dependents (as defined in Code §152), by an accident or health plan or qualified long-term care insurance contract (as defined in Code §7702(b)).

ARTICLE VIII

DIRECT ROLLOVER TO ROTH

8.1 Roth IRA rollover. For distributions made after December 31, 2007, a Participant may elect to roll over directly an eligible rollover distribution to a Roth IRA described in Code §408A(b).

Except as provided in this Amendment, the Plan remains unchanged and in full force and effect.

THEREFORE, BE IT FURTHER RESOLVED that the City, as Employer, hereby adopts the Fourth Amendment and amends the City of Lansing 457 Deferred Compensation Plan as follows, with the effective date being the date of this resolution unless otherwise set forth below:

FOURTH AMENDMENT TO THE
CITY OF LANSING 457 DEFERRED COMPENSATION PLAN
FOR HEART AND WRERA

ARTICLE I
PREAMBLE

- 1.1 Effective date of Amendment. The Employer adopts this Amendment to the Plan to reflect recent law changes. This Amendment is effective as indicated below for the respective provisions.
- 1.2 Superseding of inconsistent provisions. This Amendment supersedes the provisions of the Plan to the extent those provisions are inconsistent with the provisions of this Amendment.
- 1.3 Employer's election. The Employer adopts all the default provisions of this Amendment except as otherwise elected in Article II.
- 1.4 Construction. Except as otherwise provided in this Amendment, any reference to "Section" in this Amendment refers only to sections within this Amendment, and is not a reference to the Plan. The Article and Section numbering in this Amendment is solely for purposes of this Amendment, and does not relate to any Plan article, section or other numbering designations.
- 1.5 Effect of restatement of Plan. If the Employer restates the Plan, then this Amendment shall remain in effect after such restatement unless the provisions in this Amendment are restated or otherwise become obsolete (e.g., if the Plan is restated onto a plan document which incorporates these HEART and WRERA provisions).

ARTICLE II
EMPLOYER ELECTIONS

The Employer needs to complete only Sections 2.2 and 2.3 below in order to override the default provisions set forth in Section 2.1 below.

- 2.1 Default Provisions. Unless the Employer elects otherwise in Sections 2.2 and/or 2.3 below, the following defaults will apply:
 - a. *Continued benefit accruals pursuant to the Heroes Earnings Assistance and Relief Tax Act of 2008 (HEART Act) are not provided.*
 - b. *Differential wage payments are treated as Compensation for all Plan benefit purposes.*
 - c. *Distributions pursuant to the HEART Act on account of "deemed" severance of employment are not permitted.*

- d. *Required Minimum Distributions (RMDs) for 2009 are not suspended.*
- e. *RMDs made for 2009 are not treated as eligible rollover distributions.*

2.2 HEART ACT provisions (Article III).

Continued benefit accruals. Amendment Section 3.2 will not apply unless elected below:

- a. ☐ *The provisions of Amendment Section 3.2 apply effective as of: (select one)*
 1. ☐ *the first day of the 2007 Plan Year*
 2. ☐ _____ *(may not be earlier than the first day of the 2007 Plan Year).*

However, the provisions no longer apply effective as of: (select if applicable)

3. ☐ _____

Differential pay. Differential wage payments (as described in Amendment Section 3.3) will be treated, for Plan Years beginning after December 31, 2008, as compensation for all Plan benefit purposes unless b. is elected below:

- b. ☐ *In lieu of the above default provision, the employer elects the following (select all that apply; these selections do not affect the operation of Amendment Section 3.3(ii)):*
 1. ☐ *the inclusion is effective for Plan Years beginning after _____ (may not be earlier than December 31, 2008).*
 2. ☐ *the inclusion only applies to Compensation for purposes of Elective Deferrals.*

Distributions for deemed severance of employment. The Plan does not permit distributions pursuant to Amendment Section 3.4 unless otherwise elected below:

- c. ☐ *The Plan permits such distributions effective as of _____ (may not be earlier than January 1, 2007).*

2.3 WRERA (RMD waivers for 2009). The provisions of Amendment Article IV do not apply (RMDs continued in accordance with the terms of the Plan without regard to this Amendment and no election is available to Participants or Beneficiaries) unless otherwise elected below:

- a. ☐ *The provisions of Amendment Section 4.1 apply (RMDs are suspended unless a Participant or Beneficiary elects otherwise).*
- b. ☐ *The provisions of Amendment Section 4.2 apply (RMDs continue unless otherwise elected by a Participant or Beneficiary).*

Furthermore, Amendment Section 4.3 shall not apply (i.e., direct rollovers will be offered only for distributions that would be eligible rollover distributions without regard to Code Section 401(a)(9)(H)) unless otherwise elected below:

- d. ☐ *Section 4.3 shall apply, and the Plan will treat the following as eligible rollover distributions in 2009:*
 1. ☐ *2009 RMDs and Extended 2009 RMDs (both as defined in Article IV of this Amendment).*
 2. ☐ *2009 RMDs (as defined in Article IV of this Amendment) but only if paid with an additional amount that is an eligible*

rollover distribution without regard to Code §401(a)(9)(H).

ARTICLE III HEART ACT PROVISIONS

- 3.1 Death benefits. In the case of a death occurring on or after January 1, 2007, if a Participant dies while performing qualified military service (as defined in Code §414(u)), the Participant's Beneficiary is entitled to any additional benefits (other than benefit accruals relating to the period of qualified military service) provided under the Plan as if the Participant had resumed employment and then terminated employment on account of death. Moreover, the Plan will credit the Participant's qualified military service as service for vesting purposes, as though the Participant had resumed employment under USERRA immediately prior to the Participant's death.
- 3.2 Benefit accrual. If the Employer elects in Amendment Section 2.2 to apply this Section 3.2, then effective as of the date specified in Amendment Section 2.2, for benefit accrual purposes, the Plan treats an individual who dies or becomes disabled (as defined under the terms of the Plan) while performing qualified military service with respect to the Employer as if the individual had resumed employment in accordance with the individual's reemployment rights under USERRA, on the day preceding death or disability (as the case may be) and terminated employment on the actual date of death or disability.
- a. Determination of benefits. The Plan will determine the amount of employee contributions and the amount of elective deferrals of an individual treated as reemployed under this Section 3.2 for purposes of applying paragraph Code §414(u)(8)(C) on the basis of the individual's average actual employee contributions or elective deferrals for the lesser of: (i) the 12-month period of service with the Employer immediately prior to qualified military service; or (ii) the actual length of continuous service with the Employer.
- 3.3 Differential wage payments. For years beginning after December 31, 2008: (i) an individual receiving a differential wage payment, as defined by Code §3401(h)(2), is treated as an employee of the employer making the payment; (ii) the differential wage payment is treated as compensation for purposes of Code §415(c)(3) and Treas. Reg. §1.415(c)-2 (e.g., for purposes of Code §415, including the definition of post-severance compensation for deferral purposes under Treas. Reg. §1.457-4(d)(1)); and (iii) the Plan is not treated as failing to meet the requirements of any provision described in Code §414(u)(1)(C) (or corresponding plan provisions) by reason of any contribution or benefit which is based on the differential wage payment. The Plan Administrator operationally may determine, for purposes of the provisions described in Code Section 414(u)(1)(C), whether to take into account any deferrals, and if applicable, any matching contributions, attributable to differential wages. Differential wage payments (as described herein) will also be considered compensation for all Plan purposes unless otherwise elected at Amendment 2.2.

Section 3.3(iii) above applies only if all employees of the Employer performing service in the uniformed services described in Code §3401(h)(2)(A) are entitled to receive differential wage payments (as defined in Code §3401(h)(2)) on reasonably equivalent terms and, if eligible to participate in a retirement plan maintained by the Employer, to make contributions based on the payments on reasonably equivalent terms (taking into account Code §§410(b)(3), (4), and (5)).

- 3.4 Deemed Severance. If elected in Section 2.2 above, if a Participant performs service in the uniformed services (as defined in Code §414(u)(12)(B)) on active duty for a period of more than 30 days, the Participant will be deemed to have a severance from employment solely for purposes of eligibility for distribution of amounts not subject to Code §412, notwithstanding Section 3.3(i) of this Amendment. However, the Plan will not distribute such a Participant's account on account of this deemed severance unless the Participant specifically elects to receive a benefit distribution hereunder. If a Participant elects to receive a distribution on account of this deemed severance, then the individual may not make an elective deferral or employee contribution during the 6-month period beginning on the date of the distribution. If a Participant would be entitled to a distribution on account of a deemed severance, and a distribution on account of another Plan provision (such as a qualified reservist distribution), then the other Plan provision will control and the 6-month suspension will not apply.

ARTICLE IV WAIVER OF 2009 REQUIRED DISTRIBUTIONS

- 4.1 Suspension of RMDs unless otherwise elected by Participant. This paragraph applies if Amendment Section 2.3a is selected. Notwithstanding the provisions of the Plan relating to required minimum distributions under Code §401(a)(9), a Participant or Beneficiary who would have been required to receive required minimum distributions for 2009 but for the enactment of Code §401(a)(9)(H) ("2009 RMDs"), and who would have satisfied that requirement by receiving distributions that are (1) equal to the 2009 RMDs or (2) one or more payments in a series of substantially equal distributions (that include the 2009 RMDs) made at least annually and expected to last for the life (or life expectancy) of the Participant, the joint lives (or joint life expectancy) of the Participant and the Participant's designated Beneficiary, or for a period of at least 10 years ("Extended 2009 RMDs"), will not receive those distributions for 2009 unless the Participant or Beneficiary chooses to receive such distributions. Participants and Beneficiaries described in the preceding sentence will be given the opportunity to elect to receive the distributions described in the preceding sentence.
- 4.2 Continuation of RMDs unless otherwise elected by Participant. This paragraph applies if Amendment Section 2.3b is selected. Notwithstanding the provisions of the Plan relating to required minimum distributions under Code §401(a)(9), a Participant or Beneficiary who would have been required to receive required minimum distributions for 2009 but for the enactment of Code §401(a)(9)(H) ("2009 RMDs"), and who would have satisfied that requirement by receiving distributions that are (1) equal to the 2009 RMDs or (2) one or more payments in a series of substantially equal distributions (that include the 2009 RMDs) made at least annually and expected to last for the life (or life expectancy) of the Participant, the joint lives (or joint life expectancy) of the Participant and the Participant's designated Beneficiary, or for a period of at least 10 years ("Extended 2009 RMDs"), will receive those distributions for 2009 unless the Participant or Beneficiary chooses not to receive such distributions. Participants and Beneficiaries described in the preceding sentence will be given the opportunity to elect to stop receiving the distributions described in the preceding sentence.
- 4.3 Direct Rollovers. Notwithstanding the provisions of the Plan relating to required minimum distributions under Code §401(a)(9), and solely for purposes of applying the direct rollover provisions of the Plan, certain additional distributions in 2009, as elected by the Employer in Amendment Section 2.3, will be treated as eligible rollover distributions. If no election is made by the Employer in Amendment Section 2.3, then a

direct rollover will be offered only for distributions that would be eligible rollover distributions without regard to Code §401(a)(9)(H).

BE IT FINALLY RESOLVED that the Mayor is hereby authorized to execute the Amendments to the Plan and any related documents on behalf of the City of Lansing, after approval as to content and form by the City Attorney.

By Council Member

Motion Carried

REPORTS FROM COUNCIL COMMITTEES

RESOLUTION #2012-287 COMMITTEE REPORT

The City of Lansing Budget Resolution #2012-099 passed on May 21, 2012, charging the Committee on Public Safety with reviewing the EMS and Fire Dispatch protocols and submitting a report of its findings to Council.

The Committee on Public Safety held six meetings, which included presentations by the Lansing Fire Department on protocols for dispatching EMS, data concerning the number and types of EMS calls and an opportunity to ask questions of fire personnel.

Standard Operation Guidelines for EMS, revised as of June 22, 2010 were presented to the Committee. The guidelines establish standards for responding with the appropriate resources to EMS alarms. According to the current guidelines, General emergency medical calls involving one potential patient shall initially receive one (1) Medic Unit. Emergency medical calls involving more than two patients are and will continue to receive one additional Medic unit for each additional two patients.

When calls are received at the 911 Center, the dispatcher evaluates the calls and determines the need for additional units to be dispatched at the time of the call. The following medical emergencies shall receive one (1) Engine Company with the Medic Unit:

1. Chest Pain and/or Significant Difficulty in Breathing
2. Cardiac or Respiratory Arrest
3. Near Drowning
4. 2nd or 3rd degree burns covering > 10% of the body
5. Serious blunt or penetrating trauma
6. Shooting or stabbing
7. Massive trauma and/or significant blood loss
8. Car/pedestrian or car/bicycle accidents
9. Motorcycle and Vehicle Accidents
10. Possible DOA
11. Combative Patients
12. Unconscious Patients
13. Stroke
14. Imminent Child Birth
15. Mutual-aid Ambulances

Many of the calls listed above are not exclusively medical calls and could require additional services only trained firefighters provide, and can only be determined once at the scene.

Upon arrival each call is evaluated and a decision made based upon the assessment of the patient(s) and the situation on downgrading or cancelling incoming Units. An example would be downgrading of a Priority 2 response for all Priority 3 patients and those Priority 2 patients whose outcome would not be negatively impacted by a slowed response.

Priority 1: Life threatening or potentially life threatening

emergencies

Life support vehicles, in compliance with Michigan Motor Vehicle Code, use lights and sirens while responding to the scene.

Priority 2: Unknown Emergency

Life support vehicles, in compliance with Michigan Motor Vehicle Code, use lights and sirens while responding to the scene.

Priority 3: Non-Life Threatening Emergency

Life support vehicles, in compliance with Michigan Motor Vehicle Code, responds with no lights and sirens to the scene

Priority 2: Response Alternatives (as determined by medical control):

Emergency Vehicles, in compliance with Michigan Vehicle Code, respond with no lights and sirens to the scene OR only the first responding life support vehicle, in compliance with Michigan Motor Vehicle Code, responds lights and sirens to the scene. All other life support vehicles respond with no lights and sirens to the scene unless upgraded.

Medical Priority Transport

Priority 1: Imminent life threatening emergencies

- Examples include:
 - Unsecured airway
 - Ongoing severe respiratory distress
 - Clinical signs of shock
 - Deteriorating mental status

TRANSPORT: Life support vehicles, in compliance with Michigan Motor Vehicle Code, use lights and sirens.

Priority 2 and 3: No imminent threat to life

- Examples include:
 - Chest pain
 - Abdominal pain
 - Extremity injuries
 - Head injuries
 - Spinal injuries

TRANSPORT: Life support vehicles, in compliance with Michigan Motor Vehicle Code, transports with no lights and sirens.

When Fire apparatus are dispatched, they are connected to a cohesive call center system so when a call for EMS comes into the 911 Center, dispatchers are aware of where the equipment is and can route them accordingly. Private ambulance services in our community are not part of the 911 call center system and a dispatcher would have to take additional time during an emergency situation to call a private ambulance service to see if one was available to handle a call. Based on the type of emergencies listed above, many of those calls would still require an Engine Company to be dispatched as well.

Part of the operational system is the continuous communication between the 911 Center, the fire apparatus and LFD's EMS response time and quality of service. Along with the ability to update the ambulance en-route and assess the situation, on-going communication is essential.

The Lansing Fire Department (LFD) only sends ambulances/paramedic units on 911 calls. They do not respond to basic calls such as requests for transport of patients, or non-emergency calls. Private EMS units take those types of calls. Private ambulances are within the run-card system and can be called when no units are available which still requires dispatcher to call a five digit number.

The Committee was given information concerning calls to area hospitals. For example, if an individual is injured in the parking lot of the hospital or in the gift center, EMS is called to transport that person into the emergency room. The hospital protocol is to call LFD EMS to respond. While this only represents a small number of calls, the Committee feels

the issue must be addressed.

Conclusion:

Based on the information provided to the Committee the LFD EMS Fire Dispatch protocols provide wrap-around service to ensure the best survival rate possible when reaching the hospital.

The Committee encourages an annual review with the 911 Dispatchers of the policy that acts as a guide, to ensure that the information supplied to them is accurate, make sound decisions on what equipment will be sent to the scene, and the methods of assessing the seriousness of an emergency call.

Helping to eliminate EMS calls to area hospitals for incidents which happen on hospital property is a must.

Education is a key component that is currently lacking within the Department. The Committee encouraged the Lansing Fire Department and the Board of Fire Commissioners to seek opportunities to educate the public regarding how and why fire apparatus are dispatched to calls.

By Council Member Wood to Adopt the Committee Report

Motion Carried

RESOLUTION #2012-288 COMMITTEE REPORT

On October 17, 2012 the Committee on Public Safety held a meeting to discuss the EMS (Emergency Medical Service) protocol for dispatch. During that meeting the Committee was updated by both representatives from IAFF Local 421 (International Association of Fire Fighters) and FOP (Fraternal Order of Police) Capitol Lodge 141 concerning the new 911 Ingham County Consolidated Center and issues affecting the delivery of services and safety of the community. It was those issues discussed at this meeting the members of the Committee agreed to hold a meeting on October 24, 2012 to further discuss the 911 Ingham County Center. The invitation was extended to Ingham County and Chair of the Ingham County Board of Commissioners.

History

Ingham County entered into a study with Plante Moran to determine the viability of consolidating the East Lansing and Lansing 911 Centers into one County Center. After completing the study the County Commissioners decided to move forward with consolidation and began reviewing a variety of locations within the County to build a new Center or use an existing building for the Center. The Commissioners chose property owned by Ingham County at 710 East Jolly and the Center was constructed in anticipation of the consolidation of the two Centers in June of 2012.

Due to a belief that the 911 Center should not open until policies and protocols could be combined and the employees received proper training, the FOP attempted to obtain a restraining order to stop the 911 Center from opening. The Judge ruled that there were no measurements to define what appropriate training was for the 911 Center so it was allowed to open. Various complaints were made to Fire and Police Administration, the 911 Director and the Ingham County Administration.

Issues Outlined at the Committee Meeting

- New policies and procedures were not made available at every workstation upon opening of the Center, and the Dispatchers continue without their aid.
- One dispatcher had a problem and asked for help from their supervisor was told was to "wing it".
- Some calling from the Lansing trunk lines have reported difficulty hearing the dispatchers. Even when dispatchers turn up the headphones, it only resulted in louder feedback. It is not the headsets or the dispatchers, it is an equipment problem. Example: One caller kept telling the dispatcher that they could not hear her. The Dispatcher then hung up and tried to call the person back and only reached the voicemail.
- Mr. Krug understands that if someone is calling in from Lansing it is bounced to another line in Livingston and then bounced back and this may be diluting the connections. In one week in July, there were over 100 complaints about the phones. Mr. Krug indicated that the County's response to the issues surrounding this system has been much like their response to the radios purchased by Ingham County. As with the radios, there was and continues to be a refusal to believe that there are issues, and blame has been placed on the officers. This is a real issue which affects the delivery of service and the safety of the public.
- A dispatcher had difficulty bringing up the latitude and longitude and asked her supervisor, who informed her that the program had not worked in weeks.
- Since the consolidation, the dispatchers are working from out-of-date mapping systems, leaving those who are unfamiliar with certain streets without the proper tools to do their jobs effectively.
- During MSU games, there is confusion on what channels are being used, particularly for the Fire Department.
- On September 18, 2012, a letter was sent out to all police and fire chiefs because the system completely failed. The letter expressed concerns that the Dispatchers do not have confidence in their equipment or training at this time.
- Mr. Lake stated that he does not believe it is the Dispatchers, who are sincerely trying to perform their job functions. There are so many stark differences in protocol between the now combined dispatchers for each entity. He commented on the GPS and mapping systems that are in need of updating and training so that the Dispatchers know where they are sending assistance.
- Mr. Lake, President of Lansing Firefighters Local 421, stated that they have discussed with the Fire administration concerns from both citizens and firefighters affecting the health and safety of community. This is top priority for both those who are answering calls and those expecting service during emergencies. For example, one of the concerns is that there are so many streets with the same name. It is imperative that we are able to ensure that we get the right address every time. Due to the combined system every street in the county with that name comes up on the screen. The use of cell phones inhibits 911's ability to view locations since the address does not pop up on screen, and you are not able to be tracked. These issues are affecting response times, which in turn can affect lives. Our goal is to have a system that is functional, dependable and that first responders and the public can depend upon.
- As part of the consolidation, there was an agreement that a 911 Advisory Board be formed prior to the Center's opening. As of the October 24, 2012 Public Safety Committee, no board had been formed and no meetings scheduled. Since that time, it has been reported that the appointments have been made to the 911 Advisory Board; however, membership has not been provided and no meeting schedule has been published.

- There are currently 15 vacant 911 Dispatcher positions that have not been filled. The overtime is exceedingly high, no time for vacations, and stress is at an all-time high. Some of these same issues have been raised to the Ingham County Commissioners as well. (Currently the County is moving ahead in the hiring process and has hired a temporary position to do back-ground checks on applicants.)

911 Task Force

At the October 24, 2012 Public Safety Committee, the Mayor announced the formation of a 911 Task Force to investigate concerns that have been raised by dispatchers, first responders, and the public. He stated that there is no higher priority than public safety and that it is vital that the 911 system operate at 100% accuracy. The Mayor has established a joint task force with East Lansing to resolve these issues that still need to be addressed. People need to be reminded that when they call 911 they need to give as much information as possible. One error is too many. Fire Chief Randy Talifarro will head the task force and will report his findings to the Mayor.

Request made to the 911 Task Force

The following items are ones that the Public Safety Committee requested that the Task Force address:

1. Develop a common form for complaints that will be given to Fire, Police, and Dispatch Personnel. This form should be available online and able to be email or given to staff.
2. Provide an employee comment box that allows for personnel to remain anonymous if they choose.
3. The Task Force should include two members of dispatch picked by the dispatchers, one from the East Lansing system and one from the Lansing system.
4. Develop Policy & Procedures manuals.
5. Develop daily standard operating procedures.
6. Integrate neighborhood engagement & problem solving.
7. Provide the City Council with the 911 Center Advisory Board's membership, meeting schedules, and meeting locations.
8. Provide the City Council with the 911 Task Force membership, meeting schedules, and meeting locations.

Additional Information

WLNS reporter, Ann Emmerich did a two part news report regarding issues at the 911 Center. A DVD copy of this news report has been included as part of the Committee report and copies given to each Council member.

The Committee has received information from both FOP and dispatchers that many of the issues discussed at the October 24, 2012 meeting are still ongoing and little progress made to correct those issues.

Conclusions

The following recommendations are made by the Public Safety Committee:

The following items are ones that the Public Safety Committee request that the Task Force address:

1. Develop a common form for complaints that will be given to Fire, Police, and Dispatch Personnel. This form should be available online and able to be email or given to staff.
2. Provide an employee comment box that allows for personnel to remain anonymous if they choose.
3. The Task Force should include two members of dispatch picked by the dispatchers, one from the East Lansing system and one from the Lansing system.
4. Develop Policy & Procedures manuals.
5. Develop daily standard operating procedures.

6. Integrate neighborhood engagement & problem solving.
7. Provide the City Council with the 911 Center Advisory Board's membership, meeting schedules, and meeting locations.
8. Provide the City Council with the 911 Task Force membership, meeting schedules, and meeting locations.

Based on the information provided in the WLNS news report the Task Force, as well as the 911 Advisory Board, should investigate the similar issues that the city of Grand Rapids experienced with this same system and consider why they chose after six months, to purchase a new system.

The Public Safety Committee is aware that the 911 Center is critical to the emergency services it provides to the residents of the City of Lansing, and when issues arise in the delivery of those services it is important that we review and monitor to ensure the best reliability for the residents and first responders.

The Public Safety Committee recommends that in January 2013, the Committee provide an update regarding the 911 Task Force findings to the Council and the public.

Submitted by:

Carol Wood, Chair
A'Lynne Robinson, Vice Chair
Jody Washington, Member

By Council Member Wood to Receive the Committee Report

Motion Carried

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS

By Council Member Dunbar that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

• Reports from City Officers, Boards and Commissions:

- a. Letter from the City Clerk submitting Minutes of Boards and Authorities placed on file in the City Clerk's Office
RECEIVED AND PLACED ON FILE

b. Letter(s) from the Mayor re:

- i. Grant Acceptance; Michigan Department of Natural Resource Urban and Community Forestry Grant
REFERRED TO THE COMMITTEE ON WAYS AND MEANS

- ii. Noise Waiver; Michigan Department of Transportation request to permit bridge construction work on the Clemens Street bridge over I-496 on weekdays from 6:00 p.m. to 8:00 a.m. and weekends from Friday at 9:00 p.m. to Monday and 6:00 a.m. to minimize inconvenience to the public and expedite the project
REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- Communications and Petitions and Other City Related Matters:

- a. Letter from Comcast Cable providing notice of a change to a web-based format by Michigan Government TV (MGTV) effective January 16, 2013

REFERRED TO THE CABLE ADVISORY BOARD

- b. Letter from Walnut Neighborhood Organization requesting a review of Niowave, Inc.'s Special Land Use Permit (SLU-8-2006)

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- c. Letter from Rebekah Cathey of 319 W. Kilborn St. regarding Niowave, Inc.'s Special Land Use Permit (SLU-8-2006)

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

REMARKS BY COUNCIL MEMBERS

Council Member Washington spoke about the so-called "right-to-work" legislation.

Council Member Quinney spoke about the so-called "right-to-work" legislation and thanked President Jeffries for his work.

President Jeffries thanked the Council for the opportunity to serve as President. He spoke about the so-called "right-to-work" legislation and other bills adopted by the legislature.

REMARKS BY THE MAYOR OR EXECUTIVE ASSISTANT

Executive Assistant to Mayor Bernero, Randy Hannan, spoke about the 9-1-1 system.

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS:

Frank S. Curtis X spoke about various City matters.

Paul des Laurier spoke about various City matters.

Council Member Yorko took a point of personal privilege to talk about bike lanes.

Thomas Hamlin spoke about violence.

Mary E. Reynolds spoke about various City matters.

ADJOURNED TIME 8:23 P.M.

CHRIS SWOPE, CITY CLERK